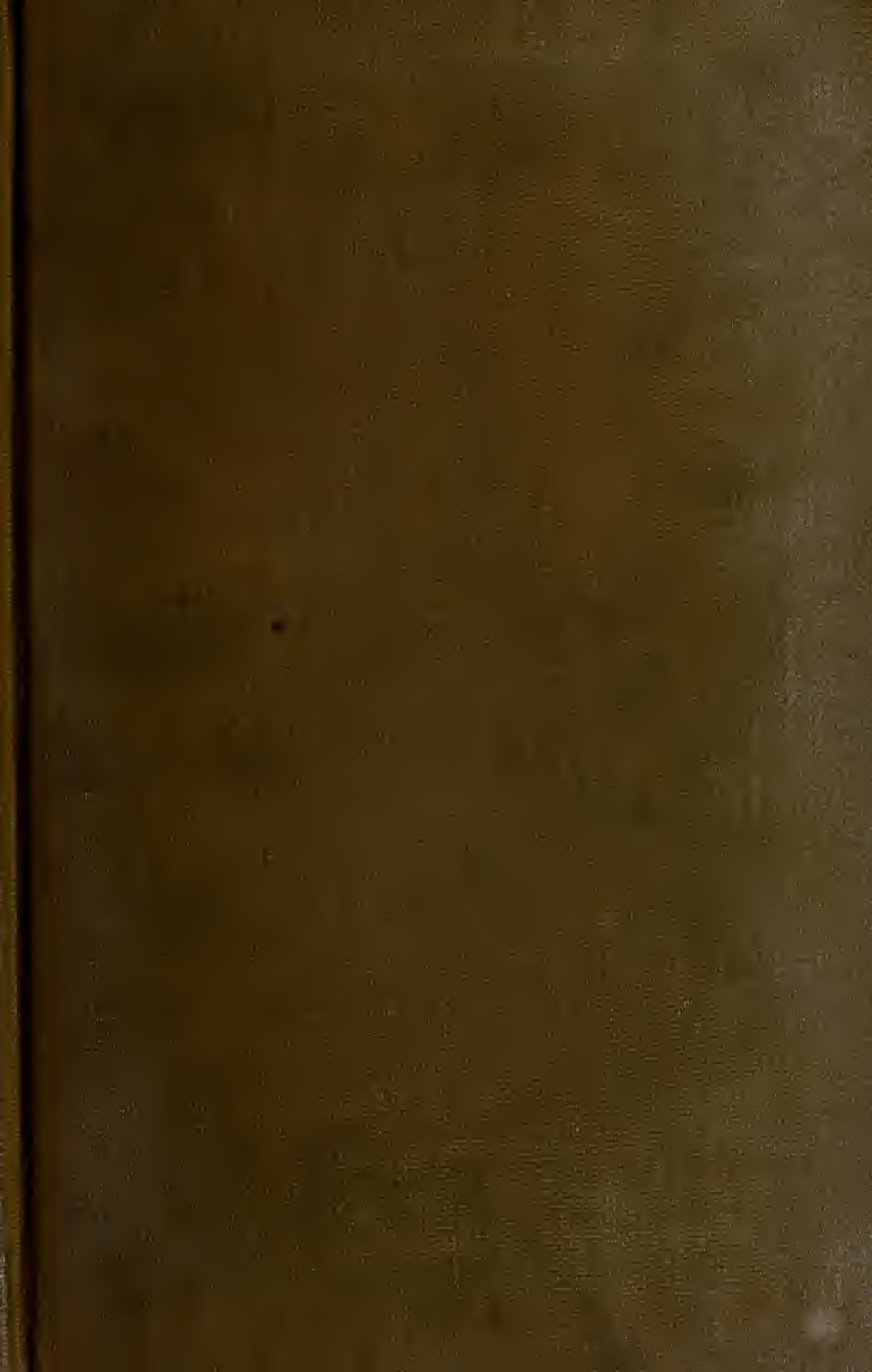




Library

University of Pittsburgh

Darlington Memorial Library

Class ^{Dar} K

Book P415
1870

2411-1

L A W S

OF THE

GENERAL ASSEMBLY

OF THE

STATE OF PENNSYLVANIA,

PASSED AT THE

SESSION OF 1870,

In the Ninety-fourth year of Independence.

WITH AN APPENDIX.

BY AUTHORITY.

HARRISBURG:

B. SINGERLY, STATE PRINTER.

1870.

K

P 915

1870

1896

6 6 6 6 6
 6 6
 6 6

• • • • •

•

4
 4
 4

1 2 3 4 5
 6
 7 8 9

100

‘

◊ ◊ ◊ ◊ ◊
◊ ◊ ◊ ◊ ◊
◊ ◊ ◊ ◊ ◊

‘

L A W S

OF THE

COMMONWEALTH OF PENNSYLVANIA.

No. 1.

An Act

Providing for the health and safety of persons employed in coal mines.

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
That the owner or agent of every anthracite coal mine or colliery shall make, or cause to be made, an accurate map or plan of the workings of such coal mine or colliery, on a scale of one hundred feet to the inch; and when there is more than one seam of coal worked in said coal mine or colliery, the map or plan shall exhibit the workings in each seam of coal, and shall state the general inclination of the strata, with any material deflection therein in said workings, and the boundary lines of the lands of said coal mines or colliery; a true copy of which map or plan, the said owner or agent shall deposit with the inspectors of coal mines and collieries for the district in which the coal mine or colliery is situated, within four months from the passage of this act, and one copy shall be kept at the office of each colliery; and the said owner or agent shall furnish to the inspector aforesaid, on the first day of January and July, in every year hereafter, a statement, or map or plan of the progress of the workings of such coal mine or colliery, during the year past, up to date, to enable the inspector to mark the same upon the map or plan of the coal mine or colliery, furnished and deposited with said inspector as hereinbefore provided for; and when any coal mine or colliery is worked out, preparatory to being abandoned, when any level or lift thereof is being finished, with a view and for the purpose of being abandoned, or when any of the pillars therein are to be removed, the owner or agent of such coal mine or colliery shall have the map or plan thereof furnished as hereinbefore provided, or such portions thereof as the case may require, carefully verified, and notice shall be given to the inspector of coal mines and collieries for the district, in writing, of the purpose to abandon or remove the pillars, as the case may be.

SECTION 2. That whenever the owner or agent of any coal mine or colliery shall neglect or refuse, or from any cause fail for the period of two months, to furnish to the inspector the

Owners or agents to cause maps of workings of mines to be made.

Copies, with whom deposited, &c.

To furnish inspector statement of progress of workings on certain days.

To furnish plan and notify inspector before abandoning mines, &c.

In what cases inspectors may have maps made at expense of owners

11/6/27
37/77
1-15
Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

map or plan, or the addition thereto provided for in the first section of this act, or if the inspector finds or has reason to believe, that any plan or map of any coal mine or colliery furnished him under the provisions of this act, is materially inaccurate or imperfect, he is hereby authorized to cause an accurate map or plan of the actual workings of such coal mine or colliery to be made, at the expense of the owner thereof, the cost of which shall be recoverable by law, as other debts are, from said owner.

Employment of persons in mines worked by shaft, &c, prohibited unless two outlets to each coal seam.

SECTION 3. That four months from and after the passage of this act, it shall not be lawful for the owner or agent of any anthracite coal mine or colliery, worked by or through a shaft or slope, to employ any person in working within such coal mine or colliery, or to permit any person to be in such coal mine or colliery, for the purpose of working therein, unless there are in communication with every seam or stratum of coal worked in such coal mine or colliery, for the time being at work, at least two shafts, or slopes, or outlets, separated by natural strata, of not less than one hundred and fifty feet in breadth, by which shafts, slopes or outlets distinct means of ingress and egress are always available to the persons employed in the coal mine or colliery; but it shall not be necessary for the two shafts, slopes or outlets to belong to the same coal mine or colliery, if the persons therein employed have ready and available means of ingress and egress by not less than two shafts, slopes or outlets, one or more of which may belong to another coal mine or colliery: *Provided*, That a second opening can be had through coal; but if a tunnel or shaft will be required for the additional opening, work upon the same shall commence immediately after the passage of this act, and continue until its final completion, with not less than three shifts in each twenty-four hours, and as many hands to be employed as can be put to work to advantage, the inspector to be the judge as to the least number of hands engaged per shift; this section shall not apply to opening a new coal mine or colliery, nor to any working for the purpose of making a communication between two or more shafts, slopes or outlets, so long as not more than twenty persons are employed at any one time in the said new mine or working; and the term owner, used in this act, shall mean the immediate proprietor, lessee or occupier of a coal mine or colliery, or of any part thereof; and the term agent shall mean any person having, on behalf of the owner, the care or direction of a coal mine or colliery, or of any part thereof.

In what cases unnecessary for two outlets to belong to same mine.

If tunnels, &c, be required for additional opening, work upon same to commence at once.

Section does not apply to opening new mines, &c.

Term "owner" and "agent" construed.

Proceedings to obtain authority to make additional outlet for intervening lands.

SECTION 4. The owner or agent of any coal mine or colliery, to which there is only one shaft, slope or outlet, may petition the court of common pleas in and for the county in which such coal mine or colliery is situated, which said court is hereby empowered to act in the premises, setting forth that in consequence of intervening lands between the working of his coal mine or colliery and the most practicable point, or the only practicable point, as the case may be, at which to make or bring to the surface from the workings of his mine, he is unable to make an addition shaft, slope or outlet, in accordance with the requirements of this act; whereupon the

court may make an order of reference, and appoint three disinterested persons, residents of the county, viewers, one or more of whom shall be practical mining engineers; all of whom, after being sworn to a faithful discharge of their duties, shall view and examine the premises, and determine as to whether the owner ought, or ought not, under the circumstances, to have the privilege of making an additional outlet through or upon any intervening lands, as the case may require, and report in writing to the next term of the court, which report shall be entered and filed of record; if the finding of the viewers, or any two of them, is in favor of the owner of such coal mine or colliery, he may make an additional shaft, slope or outlet, under, through or upon intervening lands, as may be determined upon and provided for by the award; if the finding of the viewers is against the owner, or if no award be made, by reason of any default or neglect on the part of the owner, he shall be bound to comply with the provisions of this act, in the same manner as if this section had not been enacted; in case the said owner or agent desires to, and claims that he ought to make an additional opening under, through or upon any adjoining or intervening lands, to meet the requirements of this act, for the ingress or egress of the men employed in his or their coal mine or colliery, he or they shall make a statement of the facts in the petition, with a survey setting out the point of commencement and the point of termination of the proposed outlet, which he or they, their engineers, agents and artists may enter upon said intervening lands and survey, and mark as he or they shall find it proper to adopt for such additional outlet, doing no damage to the property explored; and the viewers shall state in their report what damage will be sustained by the owner or owners of the intervening lands by the opening, constructing and using of the outlet, and if the report is not appealed from, it shall be liable to be confirmed or rejected by said court, as to right and justice shall appertain; and any further and all proceedings in relation thereto, shall be in conformity with like proceedings as in the case of a lateral railroad across or under intervening lands, under the act in relation to lateral railroads, approved the fifth day of May, one thousand eight hundred and thirty-two, and the supplements thereto, so far as the provisions of the same are applicable hereto; and the notices to the owner of intervening lands of the intention to apply for the privilege of making an outlet and of the meeting of viewers shall be given, and the costs of the case shall be paid, as provided in the said act of the fifth of May, eighteen hundred and thirty-two, and the supplements thereto.

SECTION 5. Any of the courts of law or equity of this commonwealth, having jurisdiction where the coal mine or colliery proceeded against is situated, upon application of the inspector of coal mines and collieries of the proper district, acting in behalf of the commonwealth, shall prohibit by injunction or otherwise, the working of any mine in which any person is employed in working, or is permitted to be for the purpose of working in contravention of the provisions of this

Courts, upon application of the proper officer, to prohibit the working of mines in contravention of act.

act, and may award such costs in the matter of the injunction or other proceeding as the court may think just; but this section shall be without prejudice to any other remedy permitted by law for enforcing the provisions of this act.

Building for use of men to be erected at mouth of mine.

SECTION 6. The owner, lessee, operator or agent of every coal mine or colliery, shall erect or provide, at or near the mouth or entrance to such mine, and maintain the same at all times when men are employed in such mine, a suitable building or buildings, supplied with soft water and properly lighted and warmed, for the use of the men employed in such mine, to wash and change their clothes when entering the mine and when returning therefrom.

Owners or agents to have mines properly ventilated.

SECTION 7. The owners or agent of every coal mine or colliery shall provide and establish, for every such coal mine or colliery, an adequate amount of ventilation of not less than fifty-five cubic feet per second of pure air, or thirty-three hundred feet per minute, for every fifty men at work in such mine, and as much more as circumstances may require, which shall be circulated through to the face of each and every working place throughout the entire mine, to dilute and render harmless and expel therefrom the noxious, poisonous gases, to such an extent, that the entire mine shall be in a fit state for men to work therein, and be free from danger to the health and lives of the men by reason of said noxious and poisonous gases, and all workings shall be kept clear of standing gas; the ventilation may be produced by using blowing engines, air-pumps, forcing or suction fans of sufficient capacity and power, or other suitable appliances, as to produce and insure constantly an abundant supply of fresh air throughout the entire mine; but in no case shall a furnace be used in the mine, where the coal breaker and schute buildings are built directly over and covering the top of the shaft, for the purpose of producing a hot up-cast of air, and there shall be an intake air-way of not less than twenty square feet area, and the return air-way shall not be less than twenty-five square feet.

Ventilation, how produced.

Use of furnace, &c.

Mining boss, and his duties.

SECTION 8. The better to secure the ventilation of every coal mine and colliery, and provide for the health and safety of the men employed therein, otherwise and in every respect, the owner or agent, as the case may be, in charge of every coal mine or colliery, shall employ a competent and practical inside overseer, to be called mining boss, who shall keep a careful watch over the ventilating apparatus, over the air-ways, the traveling ways, the pumps and sumps, the timbering, to see, as the miners advance in their excavations, that all loose coal, slate or rock overhead is carefully secured against falling over the arrangements for signalling from the bottom to the top, and from the top to the bottom of the shaft or slope, over the metal tube from the top to the bottom of the shaft or slope, for the purpose of talking through, and all things connected with and appertaining to the safety of the men at work in the mine; he or his assistants shall examine carefully the workings of all mines generating explosive gases every morning before the miners enter the coal mine or colliery, and shall ascertain that the mine is free from danger; and the workmen shall not enter the mine until such exami-

nation has been made and reported, and the cause of danger, if any exist, be removed; and he or his assistant shall also, every evening, when the workmen leave the mine or colliery, go over the mine and see that the doors of the passage ways are all properly closed, and that all the air-ways are free and unobstructed to the passage of air through them; and it shall be the duty of the mine boss to measure the ventilation at least once per week, at the inlet and outlet, also at or near the face of all gangways; and all measurements to be reported to the inspector once per month.

SECTION 9. All and every of the safety-lamps used in coal mines or collieries shall be the property of the owner thereof, and shall be under the charge of a suitable person, under direction of the mining boss, who shall keep them clean and in good order; and the mining boss shall provide that all doors used in assisting, or in any way affecting ventilation of the mine, shall be so hung and adjusted as that they will close of their own accord, and cannot stand open; and the main air doors on the traveling roads shall be double, and an extra door shall be fixed, to be closed only in the event of an accident to one of the others, and the sides and top of such door shall be well built with stones and mortar, in mines in which the inspector shall deem it necessary and shall so order; and all main doors shall be provided with an attendant, whose constant duty shall be to guard them and prevent them being left open; and every mine having explosive gas, in each and every part of such mine or mines, shall be divided into two, four or more panels or districts, each ventilated by a separate spit or current of air, and fifty persons shall be the greatest number that shall work in any one panel or district at the same time; and bore holes shall be kept twenty feet in advance of the face of each and every place, and if necessary, on both sides, when the same is driven towards or approaching an abandoned mine, or part of a mine, suspected to contain inflammable gases, or which is inundated with water.

Safety-lamps.

Doors.

Mines containing explosive gases, how divided, &c.

When bore holes to be kept certain distance in advance of face or sides.

SECTION 10. The owner or agent of every coal mine or colliery, opened and operated by shaft or slope, shall provide and maintain a metal tube from the to the bottom of such slope or shaft, suitably calculated and adapted to the free passage of sound therein, through which conversation may be held by and between persons at the bottom and the top of the shaft or slope, and also the ordinary means of signalling from and to the top of the shaft from the bottom, and also provide an improved safety-catch and a sufficient cover overhead on every carriage used for lowering or hoisting persons; and they shall provide and arrange the flanges or horns of sufficient dimensions are attached to the sides of the drum of every machine that is used for lowering or hoisting persons in or out of any mine; an adequate break shall be attached to every drum or machine, worked by steam or water power, that is or will be used for lowering or raising into or out of any said mines, and the main link attached to the swivel of the wire, or any other rope, shall be made of the best quality of iron, and tested by weights, or otherwise satisfactorily to the inspector, and bridle chains shall be attached to the main link from the cross

Mines worked by shaft or slope to be provided with metal tube for conversing through, &c.

Lowering and hoisting machines relative to.

Boys under certain age not to work in mines.

Neglect to perform duties required by certain sections.

Qualifications and duties of engineers in charge of lowering and hoisting engines.

Interfering with engineers, riding upon loaded wagons in shafts, &c., prohibited.

Persons in charge of mines to notify inspectors and coroners when accidents occur.

Duty of inspectors.

Powers of inspectors.

pieces of the carriage, and no single link chain shall be used for lowering or raising persons into or out of any of said mines; and no boy under twelve years of age shall work or enter any mine, and proof must be given of his age, by certificate or otherwise, before he shall be employed; and no father, or any other person, shall conceal or misrepresent the age of any boy; the neglect or refusal of any person or party to perform the duties provided for and required to be performed by sections six, seven, eight, nine and ten of this act, by the parties therein required to perform them, shall be taken and be deemed a misdemeanor by them, or either or any of them, and upon conviction thereof they, or any or either of them, shall be punished by imprisonment and fine of not exceeding five hundred dollars, or either, at the discretion of the court trying the same.

SECTION 11. No owner or agent of, or at, any coal mine or colliery operated by shaft or slope shall place in charge of any engine whereby the men are lowered into or hoisted out of the mine, any but experienced, competent, sober engineers; and every engineer so placed in charge of an engine shall constantly attend to the engine of which he has charge, and shall not allow any person, except such as may be deputed by the operator or agent, to touch or meddle with it or any part of its machinery; he shall work the engine slowly with great care when any person is ascending or descending the shaft or slope, and when any person is about to descend or ascend the shaft or slope, the men at the bottom, or top, as the case may be, must inform the engineer, by the metal tube, the signal, or otherwise, thereof; and no one shall interfere with, or in any way intimidate, the engineer in the discharge of his duties, nor ride upon a loaded wagon or cage, in any shaft or slope, and in no case shall more than ten men ride on any wagon or cage at one time in any of the said mines; and upon any person violating the provisions of this section he shall be held and deemed guilty of a misdemeanor, and upon conviction thereof he shall be punished by fine and imprisonment, at the discretion of the court trying the same.

SECTION 12. Whenever loss of life, or serious personal injury to any person, shall occur, by reason of any explosion or other accident whatever, in or about any coal mine or colliery, it shall be the duty of the party having charge of such coal mine or colliery to give notice thereof forthwith, by mail or otherwise, to the inspector of coal mines and collieries for the district, and to the coroner of the county, if any person is killed thereby; and due notice shall be given, by the coroner, of any inquest to be held as the result of any such explosion or accident; and it shall be the duty of the said inspector to immediately repair to the scene of the accident and make such suggestions as may appear necessary to secure the safety of the men; and if the results of the explosion do not require an investigation by the coroner, he shall investigate into and ascertain the cause of the explosion or accident, and make a record thereof, which he shall preserve with the other records of his office; and to enable him to make the investigation, he shall have power upon such occasions to com-

pel the attendance of persons to testify, and to administer oaths or affirmations thereto; the cost of which investigation shall be paid by the county in which the accident occurred, in the same manner as costs of inquests held by the coroner or justices of the peace are now paid; and the failure of the person in charge of the coal mine, colliery to give notice to the inspector and coroner, as provided for in this section, shall subject him to a fine of not less than twenty-five, nor more than one hundred dollars, to be recovered as other fines are to the county treasury.

Payment of costs of investigations.

Failure to notify inspectors, &c.

SECTION 13. All boilers used for generating steam in and about coal mines or collieries shall be kept in good order, and the owner or agent thereof shall have them examined and inspected by a competent boiler maker, or other well qualified person, as often as once in six months, and oftener if needed, and the result of every such examination, under oath, shall be certified in writing to the inspector for the district; and all machinery in and about the mines, and especially in the coal breakers, where boys work, shall be properly fenced off, and the top of each shaft shall be securely fenced by vertical or flat gates, covering the area of said shaft, and the entrance of every abandoned slope, and air or other shafts, shall be securely fenced off.

Boilers to be kept in good order and inspected.

Machinery in mines, tops of shafts, &c., to be fenced off.

SECTION 14. Upon the passage of this act, the governor of the commonwealth of Pennsylvania shall, upon the recommendation of a board of examiners, selected for that purpose, composed of three reputable coal miners in practice, and two reputable mining engineers, to be appointed by the judges of the court of common pleas of Luzerne county, all of whom shall be sworn to a faithful discharge of their duties, appoint three properly qualified persons to fill the offices of inspectors of coal mines and collieries for the counties of Luzerne and Carbon, whose commissions shall be for the term of five years or during good behavior, but they shall at all times be subject to removal from office for neglect of duty or malfeasance in the discharge of duty, as hereinafter provided for; and the persons so appointed shall have attained the age of thirty years, be citizens of Pennsylvania, and have a knowledge of the different systems of working coal mines, and have been intimately connected with the anthracite coal mines of Pennsylvania for period of five years, and have had experience in the working and ventilation of coal mines where fire-damp and noxious gases are evolved. Before entering upon their duties they shall take an oath or affirmation, before an officer qualified to administer the same, that they will perform the duties of the office with impartiality and fidelity, which oath or affirmation shall be filed in the office of the prothonotary of the county; and they shall provide themselves with the most approved modern instruments and chemical tests for carrying out the intentions of this act. The examiners provided for in this act shall be appointed by the judges of the court of common pleas for the county at the first term of the court in each year, to hold their places during the year, and vacancies shall be filled by the court as they occur; and the said examiners shall meet whenever candidates for the

Appointment, &c., of inspectors and examiners for Luzerne and Carbon counties.

Compensation of examiners.

Districts for which inspectors are to be appointed.

Appointment, &c., of inspectors for Schuylkill, Dauphin, Northumberland and Columbia counties.

Removal of inspectors for neglect of duties, &c., relative to.

office of inspector are to be appointed, of which meetings public notice shall be given in at least two papers published in the county, at least two weeks before the meeting; the examiners shall agree in their recommendation of candidates to the governor, and they shall recommend only such as they find qualified for the office; the said examiners shall receive three dollars per day for every day they are actually engaged in the discharge of the duties of examiners under this act, to be paid to them by the county. One inspector shall be appointed for the district in the Wyoming coal field, Luzerne county, lying east of, and including, Jenkins township, and one district shall be composed of that part of the Wyoming coal field lying west of Jenkins township and west of the Susquehanna river, and one other district shall be composed of that part of Luzerne county lying south of the Wyoming coal field, together with Carbon county.

SECTION 15. The term of office of the inspector of coal mines, appointed under an act for the better regulation and ventilation of mines, and for the protection of the lives of the miners in the county of Schuylkill, approved April twelfth, one thousand eight hundred and sixty-nine, shall expire on the first day of June, Anno Domini one thousand eight hundred and seventy, and in his room three inspectors of mines for the counties of Schuylkill, Dauphin, Northumberland and Columbia, shall be appointed by examiners to be appointed by the court of common pleas of Schuylkill county, in the manner and form provided by the fourteenth section of this act; and the said examiners and inspectors, when so appointed, shall be subject to like regulations and duties, and entitled to like privileges, franchises and salaries as are in said section provided for the examiners and inspectors for the counties of Luzerne and Carbon; and the inspectors for the said counties of Schuylkill, Dauphin, Northumberland and Columbia, shall be assigned to duty in separate districts in said counties, which said districts shall be laid out and fixed by the examiners, so as aforesaid to be appointed by the court of common pleas of the county of Schuylkill.

SECTION 16. It shall be the duty of the court of common pleas of the proper county, whenever a petition signed by not less than fifteen reputable coal operators or coal miners, or both, setting forth that any inspector of coal mines and collieries grossly neglects the duties, or that he is incompetent, or that he is guilty of malfeasance in office, to issue a citation in the name of the commonwealth, to the said inspector, to appear at not less than fifteen days' notice, on a day fixed, before said judges, when the said court shall proceed to inquire into and investigate the allegations of the petitioners; and if the court find that the said inspector is grossly neglectful of his duties, or that he is by reason of causes that existed before the appointment, or that have arisen since his appointment, incompetent to perform the duties of said office, or that he is guilty of malfeasance in office, the court shall certify the same to the governor of the commonwealth, who shall declare the office of inspector of the district vacant, and proceed, in compliance with the provisions of this act, to appoint

a properly qualified person to fill the office; and the cost of the said investigation, before the court, shall be borne by the removed inspector; but if the allegations of the petitioners are not sustained by the final judgment of the court, the costs shall be paid by the petitioners.

SECTION 17. The salary of the said inspectors appointed for Luzerne and Carbon counties shall be three thousand dollars each; the maps and plans of mines and the records thereof, together with all papers relating thereto, shall be kept by the inspector, properly arranged and preserved in a convenient place in the district for which each inspector shall have been appointed.

Salary of inspectors.

Custody of maps, &c

SECTION 18. Each of the said inspectors of coal mines and collieries shall give his whole time and attention to the duties of the office, and it shall be his duty to examine all the coal mines and collieries in his district, as often as his duties will permit him to do so, to see that every necessary precaution is taken to insure the safety of the workmen, to see that the provisions of this act are observed and obeyed; and it shall be each inspector's duty to attend at every inquest held by the coroner or coroners in his district, upon bodies of persons killed in or about the coal mines or collieries.

Inspectors to give their whole time to duties of office.

To attend coroners' inquests.

SECTION 19. That any miner, workman, or other person, who shall knowingly injure any safety-lamp, water gauge, barometer, air-course, brattice, or obstruct or throw open air-ways, or carry lighted pipes or matches into places that are worked by safety-lamps, or handle or disturb any part of the machinery of the hoisting engine, or open a door and not have the same closed, whereby danger is caused in the mine, or enter any place of the mine against caution, or disobey any order given in carrying out the provisions of this act, or shall ride upon a loaded car or carriage in any shaft or slope, or on any plane in or around any of said mines, or do any other act whereby the lives or the health of persons, or the security of the mines or machinery, is endangered; or any miner, having charge of a working place in any coal mine or colliery, who shall neglect or refuse to keep the roof thereof properly propped and timbered, to prevent the falling of coal, slate or rock, every such person shall be deemed guilty of a misdemeanor, and upon conviction shall be punished by imprisonment and fine, at the discretion of the court.

Penalty for injuring safety-lamps carrying lighted pipes, &c.

SECTION 20. It shall be lawful for any inspector to enter, inspect and examine any coal mine or colliery of his district, and the works and machinery belonging thereto, at all reasonable times, by day or night, but so as not to impede or obstruct the working of the coal mine or colliery, and to make inquiry into and touching the state and condition of such coal mine or colliery, works and machinery, and the ventilation of such coal mine or colliery, and the mode of lighting or using lights in the same, and into all matters and things connected with or relating to the safety of the persons employed in or about the same, and especially to make inquiry whether the provisions of this act are complied with in relation to such coal mine or colliery; and the owner or agent of such coal mine or colliery is hereby required to furnish the means neces-

Inspectors may enter mines at all reasonable times in performance of duties.

sary for such entry, inspection, examination and inquiry, of which the said inspector shall make an entry in the record in his office, noting the time and material circumstances of the inspection.

Certain persons prohibited from acting as inspectors.

SECTION 21. No person who shall act or practice as a land agent, or as a manager, viewer or agent of any coal mine or colliery, or as a mining engineer, or be interested in operating any coal mine or colliery, shall at the same time act as inspector of coal mines and collieries under this act.

Inspectors to make report to governor.

SECTION 22. It shall be the duty of each inspector to make an annual report of his proceedings to the governor of the commonwealth, at the close of every year, in which he shall fully enumerate all the accidents in and about the coal mines and collieries of his district, marking in tabular form those accidents producing death, or serious injury to persons, and the state of the workings of said mines with regard to the safety of the workmen therein, and to the ventilation thereof, and the result of his labors generally shall be fully set forth.

Salaries and expenses, how paid.

SECTION 23. The salaries of each of the inspectors of coal mines and collieries, and the expenses of carrying into execution the provisions of this act, shall be paid by the state treasurer, out of the treasury of the commonwealth, upon the warrant of the president judge of the court of common pleas of Luzerne county for the salaries of the inspector for Luzerne and Carbon counties, and upon the warrant of the president judge of the court of common pleas of Schuylkill county for the inspectors for the counties of Schuylkill, Columbia, Northumberland and Dauphin; and all inspectors under this act shall reside in the district for which they are appointed.

Right of action to accrue to parties for injuries occasioned by violation of act, &c.

SECTION 24. That for any injury to person or property, occasioned by any violation of this act, or any willful failure to comply with its provisions by any owner, lessee or operator of any coal mine or opening, a right of action shall accrue to the party injured, for any direct damages he may have sustained thereby; and in any case of loss of life, by reason of such violation or willful failure aforesaid, a right of action shall accrue to the widow and lineal heirs of the person whose life shall be lost, for like recovery of damages for the injury they shall have sustained.

Repeal.

SECTION 25. All laws of the commonwealth that are inconsistent with the provisions of this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 2.

An Act

To aid in perfecting titles to lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in any case in which a deed or other instrument in writing, now by law authorized to be recorded, shall relate to or embrace lands in more than one county in this commonwealth, and shall be or shall have been recorded in one or more of said counties, it shall be lawful to take from the record of the same, an exemplification thereof, duly certified by the recorder of deeds, under his seal of office, to be a full and perfect copy of the same, and to place the same, together with the said certificate, upon record in any other county in which any of the lands or premises therein described may be; and the record of such exemplification shall be as valid and effectual in law, for all purposes of vesting title of evidence and of notice, as the record of the original deeds or instruments of writing are now by law held and declared to be.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-sixth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 3.

An Act

To provide postage for public documents and letters.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the clerk of Senate and the clerk of the House of Representatives, shall receive from the United States postmaster, at Harrisburg, all stamps for use in the Senate and House of Representatives; and each senator and member of the House shall be entitled to receive postage stamps to an amount not exceeding the sum of one hundred dollars, for each regular session; and to the clerk of each house one hundred dollars for the use of themselves and assistants. An account shall be

kept with each senator and member, by the respective clerks, to be revised by the committees on accounts; and if the stamps drawn by any senator or member shall exceed said amount, such excess shall be charged to him and deducted from his pay.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 4.

An Act

To prevent the issue of unauthorized policies of insurance.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be unlawful for any person, partnership or association, to issue, sign, seal, or in any manner execute any policy of insurance, contract or guaranty, against loss by fire or lightning, without authority expressly conferred by a charter of incorporation, given according to law; and every such policy, contract or guaranty, hereafter made, executed or issued, shall be void.

Issue of unauthorized policies of insurance, prohibited

SECTION 2. That any person offending against the provisions of this act, or any person who shall make, execute or issue any policy of insurance, contract or guaranty, against loss by fire or lightning, without being so authorized by law, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall pay a fine, not exceeding two hundred dollars, to the commonwealth and the costs of prosecution; one-half of said fine shall be for the use of the informer: *Provided*, That nothing herein contained shall apply to any insurance company authorized by the laws of any other state to issue policies and effect insurance against loss by fire or lightning, which shall have complied with the laws of this commonwealth with respect to foreign insurance companies.

Penalty for offending against provisions hereof

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 5.

An Act

To prevent the injury or destruction of baggage within the limits of the State of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any baggage master, express agent, stage driver, hackman or other person, whose duty it is to handle, remove or take care of the baggage of passengers, who shall wilfully or recklessly injure or destroy any trunk, valise, box, package or parcel, while loading, transporting, unloading, delivering or storing the same, shall be guilty of a misdemeanor, and on conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars: *Provided*, That the provisions of this act shall not be so construed as to release railroad or other transportation companies from their liabilities under existing laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

No. 6.

An Act

To allow writs of error in cases of murder and voluntary manslaughter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases of murder and voluntary manslaughter, a writ of error from the supreme court to the court trying the same shall be of right, and may be sued out upon the oath of the defendants or defendant, as in civil cases.

Writs of error allowed in cases of murder and voluntary manslaughter.

SECTION 2. In all cases of murder in the first degree, removed into the supreme court under the provisions of the first section of this act, or now pending in the said court, it shall be the duty of the judges thereof to review both the law and

Duty of judges of supreme court in cases of murder in first degree.

the evidence, and to determine whether the ingredients necessary to constitute murder in the first degree shall have been proved to exist; and if not so proved, then to reverse the judgment and send the same back for a new trial, or to enter such judgment as the laws of this commonwealth require.

Writs of error now
pending, relative
to.

SECTION 3. All writs of error now pending in the supreme court, in any case of murder or voluntary manslaughter, shall be held regular and of force to remove such cases, and to authorize and require the supreme court to hear and determine the same with like effect as if sued out after the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to allow writs of error in cases of murder and voluntary manslaughter," which has been disapproved by the governor, and returned with his objections to the Senate, in which it originated, was re-considered agreeably to the provisions of the constitution, and passed by two-thirds of the Senate, on the fifteenth day of February, Anno Domini one thousand eight hundred and seventy, and that the foregoing is the act so passed by the Senate.

CHARLES H. STINSON,

Speaker of the Senate.

GEO. W. HAMERSLY,

Clerk of the Senate.

We do certify, that the bill, entitled "An Act to allow writs of error in cases of murder and voluntary manslaughter," which has been disapproved by the governor, and returned with his objections to the Senate, in which it originated, was re-considered agreeably to the provisions of the constitution, and passed by two-thirds of the House of Representatives, on the fifteenth day of February, Anno Domini one thousand eight hundred and seventy, and that the foregoing is the act so passed by the House of Representatives.

BUTLER B. STRANG,

Speaker of the House of Representatives.

JAS. L. SELFRIDGE,

Clerk of the House of Representatives.

No. 7.

An Act

To provide for the ordinary expenses of the Government, and other general and specific appropriations.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following sums be and the same are hereby specifically appropriated to the several objects hereinafter named, for the year commencing on the first day of June, Anno Domini one thousand eight hundred and seventy, to be paid out of any money in the treasury not otherwise appropriated : Appropriations.

SECTION 2. For the salary of the governor of the commonwealth, five thousand dollars. Governor and heads of departments.

For the salary of the secretary of the commonwealth, three thousand five hundred dollars.

For the salary of the deputy secretary of the commonwealth, two thousand dollars.

For the salary of the auditor general, three thousand dollars.

For the salary of the surveyor general, two thousand five hundred dollars.

For the salary of the attorney general, three thousand five hundred dollars.

For the salary of the adjutant general, two thousand five hundred dollars, to be computed from the date of his commission.

For the salary of the state treasurer, one thousand seven hundred dollars.

For the salary of superintendent of common schools, two thousand five hundred dollars.

For the salary of state librarian, twelve hundred dollars, and for the assistant, nine hundred dollars; and that all laws inconsistent herewith are hereby repealed.

For the salary of the superintendent of public printing, five hundred dollars.

SECTION 3. For the salary of the private secretary of the governor, two thousand dollars. Executive department.

For messenger in the executive department, nine hundred dollars.

For postage, telegrams, stationery and other incidental expenses, the sum of two thousand dollars, or so much thereof as may be necessary.

SECTION 4. For the salary of the chief clerk in the office of the secretary of the commonwealth, one thousand eight hundred dollars. State department

For the salary of seven other clerks, nine thousand eight hundred dollars, or one thousand four hundred each.

For the salary of the messenger in the state department,

nine hundred dollars, and one hundred dollars for extra services.

For postage, telegrams, freight and express charges, the sum of two thousand dollars, or so much thereof as may be necessary; and for the salary of a temporary clerk, at the rate of one hundred dollars per month, during the session of the legislature, or so long as the governor may require his services.

For blank books, one hundred and fifty dollars, or so much thereof as may be necessary.

For stationery, nine hundred dollars, or so much thereof as may be necessary.

For fuel, one hundred dollars, or so much thereof as may be necessary.

For cleaning offices, one hundred and twenty-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, three hundred dollars, or so much thereof as may be necessary.

Auditor general's
office.

SECTION 5. For the salary of the chief clerk in the auditor general's office, one thousand eight hundred dollars.

For the salary of the clerk for settling the accounts of corporations, and having in charge the business of insurance companies, reports of railroads and manufacturing companies, the sum of one thousand eight hundred dollars.

For the salary of eight other clerks in the auditor general's department, the sum of one thousand four hundred dollars each.

For salary of messenger, nine hundred dollars.

For salary of night watchman, nine hundred dollars.

For postage and telegrams, seven hundred dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For fuel, one hundred dollars, or so much thereof as may be necessary.

For miscellaneous expenses of the office, one hundred dollars, and for cleaning, seventy-five dollars, or so much thereof as may be necessary.

For repairs in the office of the auditor general, five hundred and fifty-eight dollars and thirty-seven cents.

Surveyor general's
office.

SECTION 6. For the salary of the chief clerk in the surveyor general's office, the sum of one thousand eight hundred dollars.

For the salary of ten other clerks in the surveyor general's office, the sum of one thousand four hundred dollars each.

For the salary of messenger, nine hundred dollars.

For postage in the office of the surveyor general, seven hundred dollars, or so much thereof as may be necessary.

For stationery, five hundred dollars, or so much thereof as may be necessary.

For furnishing and repairs to office, five hundred dollars, or so much thereof as may be necessary.

For cleaning office and miscellaneous expenses, one hundred and fifty dollars, or so much thereof as may be necessary.

For fuel, one hundred dollars, or so much thereof as may be necessary.

William Evans.

For William Evans, esquire, surveyor, for expenses incurred

in assisting to survey and locate state line monument, near the shore of Lake Erie, twenty-five dollars.

For Robert A. M'Coy, esquire, to refund money paid to German newspapers, to which written authority had been given to insert notice to owners of unpatented lands, seventy dollars. Robert A. M'Coy.

SECTION 7. For the salary of the deputy in the office of the attorney general, eighteen hundred dollars. Attorney general's office.

For the preparation of a general index of the private laws of this commonwealth, from the year one thousand eight hundred and twelve, the sum of nine hundred dollars, or so much thereof as may be necessary, to be done under the direction and approval of the attorney general: *Provided*, No part of said appropriation shall be paid until the work is completed. Index to private laws from year 1812.

For the salary of the messenger, nine hundred dollars.

For the contingent expenses in the attorney general's office, five hundred dollars, or so much thereof as may be necessary.

SECTION 8. For the salary of the chief clerk in the office of the state treasurer, one thousand eight hundred dollars. State treasury.

For the salary of three other clerks in the treasury department, one thousand four hundred dollars each.

For the salary of the messenger of the treasury department, nine hundred dollars.

For the salary of a night watchman of the treasury department, nine hundred dollars.

For postage and telegrams in the treasury department, three hundred dollars, or so much thereof as may be necessary.

For stationery and blank books, three hundred, or so much thereof as may be necessary.

For express charges, one hundred dollars, or so much thereof as may be necessary.

For fuel, seventy-five dollars, or so much thereof as may be necessary.

For miscellaneous expenses, one hundred dollars, and for cleansing, fifty dollars, or so much thereof as may be necessary.

SECTION 9. For the salary of the chief clerk in the department of the adjutant general, the sum of one thousand eight hundred dollars, and for one other clerk in said department, the sum of fourteen hundred dollars. Adjutant general's office.

For miscellaneous expenses, postage, telegrams, express charges and other incidental expenses, six hundred dollars, or so much thereof as may be necessary.

For the salary of the messenger, the sum of nine hundred dollars.

For blank books, the sum of fifty dollars, or so much thereof as may be necessary.

For stationery, the sum of three hundred dollars, or so much thereof as may be necessary.

For cleaning office and ordinary repairs, the sum of fifty dollars, or so much thereof as may be necessary.

For payment of six men employed at arsenal, in cleaning arms, accoutrements, et cetera, and doing carpenter work for one year, four thousand two hundred dollars. State arsenal.

For coal, lumber, hardware and other materials, one thousand dollars, to be settled by auditor general in usual manner.

For the salary of the keeper of the arsenal, who shall be subject to the orders of the adjutant general, twelve hundred dollars, to be paid by adjutant general: *Provided*, That when not necessarily occupied or employed in or about the arsenal, he shall be engaged in copying rolls in adjutant general's office.

Committee to make investigation in relation to soldiers' orphans' schools.

SECTION 10. For personal expenses in conducting the investigation in relation to the schools for soldiers' orphans, in this commonwealth, by the committee on education, the sum of five hundred dollars, to be paid to the late chairman of said committee, and by him disbursed among the parties entitled to receive the same.

Pensions and gratuities.

SECTION 11. For the payment of pensions and gratuities, the sum of one hundred thousand dollars, or so much thereof as may be necessary.

School department

SECTION 12. For the salary of deputy superintendent of common schools, eighteen hundred dollars.

For the salary of three other clerks in the school department, one thousand four hundred dollars each.

For expenses of principals of state normal schools, in attending annual examinations, as per bills on file in the school department, two hundred dollars, or so much thereof as may be necessary.

For engraving and printing warrants, one hundred and seventy-five dollars, or so much thereof as may be necessary.

For the salary of messenger, nine hundred dollars.

For stationery and blank books in the school department, three hundred dollars, or so much thereof as may be necessary.

For postage, telegrams and express expenses, one thousand dollars, or so much thereof as may be necessary.

For cleaning office and miscellaneous expenses of the school department, three hundred dollars, or so much thereof as may be necessary.

For expenses in packing and distributing blank forms, reports, school laws and decisions, to the school directors of the state, eight hundred dollars, or so much thereof as may be necessary.

For publishing and circulating among the school officers of the state, the official decisions and instructions of the department, two thousand one hundred dollars, or so much thereof as may be necessary.

For traveling expenses, on official business of the department, six hundred dollars, or so much thereof as may be necessary.

Common and normal schools.

SECTION 13. For the support of the common schools, for the school year which will begin on the first Monday in June, Anno Domini one thousand eight hundred and seventy, to be paid on warrants to be drawn by the superintendent, in favor of the several school districts of this commonwealth, the sum of five hundred thousand dollars, inclusive of the salaries of county superintendents, and inclusive of the sum of fifteen thousand dollars for the education of teachers in the normal schools of the commonwealth, to be applied in the same way and under the same conditions as a similar appropriation was directed to be applied by the general appropriation act, ap-

proved the eleventh day of April, one thousand eight hundred and sixty-six: *Provided*, That each student in a normal school drawing an allowance from the state, must receive regular instruction in the science and art of teaching, in a special class devoted to that object, for the whole time such an allowance is drawn; and in the allowance to soldier students to normal schools, no distinction shall be made on account of age; inclusive, also, of the sum of twenty-five hundred dollars to the Lincoln University, to be used for the same purposes as the appropriations to normal schools: *Provided*, That the city of Philadelphia shall be entitled to a proper proportion of this appropriation, without contributing to the salaries of the county superintendents.

For the state normal school of the Sixth district, ten thousand dollars: *Provided*, That no appropriation shall be made to said school hereafter, but this amount is accepted in full for all claims upon this commonwealth.

SECTION 14. For the purchase of certain reports and digests, to be expended under the direction of the Senate committee on the library, one thousand dollars; and it shall be the duty of the librarian to report to the legislature, at its next session, a list of books purchased with the fund hereby appropriated, together with the prices paid for the same; and it shall not be lawful for the librarian to expend any portion of the money appropriated to the library, at this session, in the purchase of works of fiction.

Purchase of certain reports and digests for library.

Librarian to report to legislature.

Prohibition.

SECTION 15. For the salaries of the judges of the supreme court, the sum of thirty thousand dollars, or the sum of six thousand dollars to each judge, for the present year, to be in lieu of all daily pay, mileage or other expenses heretofore allowed by law.

Judges of supreme court.

SECTION 16. For the payment of the salaries of the judges of the district court, and the judges of the court of common pleas of the city of Philadelphia, the sum of thirty-five thousand dollars, or five thousand dollars to each judge for the present year.

Judges, Philadelphia.

SECTION 17. For the payment of the judges of the district court, and the president and assistant law judges of the court of common pleas of the county of Allegheny, twenty-five thousand dollars, or five thousand dollars to each one of the law judges for the present year.

Judges, Allegheny county.

For the payment of the president judge of the Twelfth judicial district, who performs increased labor in trying the commonwealth civil cases in the county of Dauphin, the sum of four thousand five hundred dollars.

President judge, Twelfth judicial district.

SECTION 18. For the payment of the salaries and mileage of the president, additional and associate law judges of the several courts of common pleas in this commonwealth, except in the city of Philadelphia, in the county of Allegheny and the Twelfth judicial district, the sum of one hundred and thirty thousand dollars, or so much thereof as may be necessary; each president and law judge to receive three thousand five hundred dollars salary during the present year.

Judges, courts of common pleas.

SECTION 19. For the payment of the salaries and mileage of the associate judges of the courts of this commonwealth, the

Associate judges.

sum of fifty thousand dollars, or so much thereof as may be necessary; each associate judge to receive, in lieu of the salary now allowed by law, five dollars per day for every day he may be employed in the discharge of his official duties: *Provided*, That the salary of no associate judge shall be less than three hundred dollars.

Interest on state debt.

SECTION 20. For the payment of the interest on the funded debt of the commonwealth, which will fall due on the first days of July and August, Anno Domini one thousand eight hundred and seventy, and the first days of January and February, Anno Domini one thousand eight hundred and seventy-one, the sum of one million seven hundred and fifty thousand dollars, or so much thereof as may be necessary.

Public printing.

SECTION 21. For the public printing, folding, stitching and binding, fifty thousand dollars, or so much thereof as may be necessary on settlement of the accounts of the public printer according to law; that the printing of documents, and so forth, ordered by either branch of the legislature, or the clerks or committees thereof, during the present session, be and the same is hereby declared legal and valid, the accounts for the same to be audited and settled in the usual manner by the auditor general: *Provided*, The same be done at the rates prescribed in the contract for public printing: *Provided further*, That the state printer shall be allowed full rates for printing the journal of the committee in the case of Diamond *versus* Watt.

Printing of documents ordered by legislature, &c., legalized.

Proviso.

Proviso.

Legislature, expenses of.

SECTION 22. For the payment of the expenses of the legislature, including the pay and mileage of members, clerks and officers of each house, appointed for this session, and the amount authorized by law for stationery and postage, the sum of two hundred thousand dollars, or so much thereof as may be necessary, to be settled by the auditor general; and the payment out of said sum to each of the members of the Senate and House of Representatives, for salary, shall be one thousand dollars and mileage; and the clerks and officers of each house shall be paid, each, such amount as is authorized by law; the foregoing sum to include the payment of all officers and employees appointed in pursuance of an act of assembly, approved April eighth, one thousand eight hundred and sixty-eight.

Salary of members.

Clerks and officers.

J. D. Nichols.

For pay of J. D. Nichols, for temporary services as clerk in the Senate transcribing room, the sum of fifty dollars.

Pages.

For the pay of pages, two hundred dollars each: *Provided*, The number of pages employed by the House of Representatives shall not exceed fourteen, and in the Senate the number of pages shall not exceed five.

Engineer.

To the engineer, for each day not exceeding ninety days employed during the recess, three dollars per day; and to William Styer, for the care of the speaker's room, four hundred and fifty dollars; and to Joseph J. Hall, one of the pasters and folders of the Senate, the pay of a transcribing clerk, for extra services rendered in the transcribing room during the illness of Isaac M. Bodine, a transcribing clerk.

William Styer.

Joseph J. Hall.

John S. Lynch.

For John S. Lynch, half the pay of janitor on the part of the Senate.

To Foster Gehr, for services in House of Representatives, six hundred dollars, and to John L. Work, two hundred and fifty dollars, for services heretofore as an assistant sergeant-at-arms in the Senate.

Foster Gehr and
John L. Work.

SECTION 23. For packing and distributing the laws and journals of the legislature, to be performed under the direction of the secretary of the commonwealth, thirteen hundred dollars, or so much thereof as may be necessary.

Laws and jour-
nals, packing, &c

SECTION 24. For the payment of postage, labor, express charges and other miscellaneous expenses in the office of the resident clerk of the House of Representatives during the recess, the sum of seven hundred and fifty dollars, and for similar expenses in the office of the clerk of the Senate, the sum of five hundred dollars, or so much thereof as may be necessary, the accounts to be settled by the auditor general in the usual manner.

Miscellaneous ex-
penses in offices of
resident clerk of
House of Represen-
tatives and clerk
of Senate.

SECTION 25. For the payment of the city of Harrisburg, for supplying the public buildings with water, according to the act of April the twenty-eighth, Anno Domini one thousand eight hundred and forty, the sum of three hundred dollars; and also for gas for the public buildings and walks, such amount as may be found due the Harrisburg gas company, on the contract with the company, and upon a regular account being rendered to the auditor general, who is hereby authorized to examine and settle the same, in the same mode and manner as other accounts are settled in said department, in pursuance of its charter and supplement, to be paid on the warrant of the auditor general.

Water and gas for
public buildings
and grounds.

SECTION 26. That the state treasurer is hereby authorized and directed to pay to each of the chief clerks, for the expense of indexing the journals, the sum of two hundred dollars; and to each transcribing clerk of the House of Representatives and Senate, the sum of two hundred dollars, in addition to the amount now allowed by law, for their services during the session of the legislature; and so much of any act heretofore passed inconsistent herewith, be and the same is hereby repealed; and each sworn officer of the Senate and House shall be entitled to mileage; and to the chief clerk in the office of the secretary of the commonwealth, the sum of two hundred dollars for indexing the pamphlet laws.

Indexing journals.

Additional com-
pensation to trans-
cribing clerks, Sen-
ate and House.

Sworn officers of
Senate and House
allowed mileage.

Indexing pamph-
let laws.

SECTION 27. That all annual salaries herein provided for, and also all appropriations to penitentiaries and charitable institutions, shall be paid quarterly, at the office of the state treasurer, unless otherwise provided by law; and that no money appropriated by this act for any specific object, shall be applied to any other of the charitable institutions, penitentiaries or houses of refuge.

Salaries and ap-
propriations, how
paid, &c.

SECTION 28. For the instruction of the indigent pupils in the Pennsylvania institution for the instruction of the deaf and dumb, the sum of two hundred and twenty-five dollars per annum, for every deaf mute of this commonwealth taught at said institution, to be paid semi-annually, on the warrant of the governor, in favor of the president of said institution, the evidence of which shall be furnished to the state treasurer: *And provided*, That the amount drawn from the treasury for

Deaf and dumb, for
instruction of.

the instruction of the deaf and dumb pupils, shall not exceed the sum of thirty-six thousand dollars.

Pennsylvania institution for blind.

SECTION 29. For the Pennsylvania institution for the instruction of the blind, the sum of thirty thousand dollars, to be paid in proportion to the number of indigent pupils from the several counties of the commonwealth, at the rate of two hundred and seventy-five dollars for each pupil, the evidence of which is to be furnished to the state treasurer.

Western Pennsylvania hospital for insane.

SECTION 30. To the Western Pennsylvania hospital for the insane, for salaries of officers and wages of the employees, twenty thousand dollars.

Insurance on buildings, et cetera, two thousand dollars; and the privilege is hereby given to the managers of said hospital to use any excess which may be saved from appropriations hitherto granted for the purpose of paying salaries of officers and wages of employees, and for erecting and furnishing the east wing, to furnish the same; and whatever sums may exist or remain from former appropriations, not deemed essential for the specific purpose for which they are granted, the same may be expended for grading and excavating, making roads, et cetera, as the managers may deem necessary for the protection and preservation of the buildings and property, and insurance on property, et cetera; and the secretary and treasurer of said institution shall receive no salary.

Pennsylvania State Lunatic hospital.

SECTION 31. For the Pennsylvania State Lunatic hospital, at Harrisburg, for the payment of salaries and wages, and for the support of the house, the sum of twenty thousand dollars.

Pennsylvania training school for feeble minded children.

SECTION 32. For the Pennsylvania training school for feeble minded children, at Media, in the county of Delaware, the sum of twenty-three thousand dollars, for the maintenance and training of one hundred pupils: *Provided*, That each representative district in the commonwealth shall be entitled to send the number of persons to said institution, that they are entitled to members on the floor of the House of Representatives.

House of Refuge, Philadelphia.

SECTION 33. For the House of Refuge, in Philadelphia, twenty-five thousand dollars.

Act of April 26, 1869, amended.

And that an act, entitled "An Act to aid the House of Refuge of Eastern Pennsylvania," approved April twenty-six, one thousand eight hundred and sixty-nine, be and the same is hereby so altered and amended as to authorize the board of managers of said institution to use the amount therein appropriated, to erect additional buildings on the lot donated by the city of Philadelphia, one half payable in one thousand eight hundred and seventy, and the balance in one thousand eight hundred and seventy-one; and that so much of said act as is inconsistent herewith, be and the same is hereby repealed.

House of Refuge of Western Pennsylvania.

SECTION 34. For the House of Refuge of Western Pennsylvania, twenty-five thousand dollars.

Northern Home for friendless children

SECTION 35. For the Northern Home for the friendless children, five thousand dollars; for the Home for friendless children for the borough of Wilkesbarre and the county of Luzerne, three thousand dollars; and the judges of the court of common pleas of Luzerne county, and the judges of the courts of common pleas for the counties adjoining Luzerne

Home for friendless children, Wilkesbarre.

county, are hereby authorized to commit and send to said Home for friendless children, those friendless children who may come within the jurisdiction of said courts, or be subject to their order and disposition; and the sum of two thousand dollars to the Home for the friendless of the city of Harrisburg, to aid in the erection of their building.

Home for friendless, Harrisburg.

SECTION 36. For Marine hospital at Erie, twenty thousand dollars.

Marine hospital at Erie.

SECTION 37. For the payment of the military claims, passed in pursuance of the act of Assembly, approved April sixteenth, one thousand eight hundred and sixty-two, and the supplements thereto, the sum of ten thousand dollars, or so much thereof as may be necessary; and that all claims shall be filed on or before the first day of May, one thousand eight hundred and seventy-one; and that no claim under the act of April second, one thousand eight hundred and sixty-two, and its supplements, shall be allowed, unless filed before the first of May aforesaid: *Provided*, That no claim shall be considered if presented by or through the hands of any claim agent or agency; and all moneys appropriated by this section shall be paid direct to the party to whom the award is made.

Military claims.

SECTION 38. For the payment of the chaplain of the House of Representatives, the sum of three hundred dollars, and for the payment of the chaplain of the Senate, three hundred dollars.

Chaplains, Senate and House of Representatives.

SECTION 39. For the fire companies of the city of Harrisburg, the sum of seven hundred dollars, to be distributed, in equal amounts, to and among said companies.

Fire companies, Harrisburg.

SECTION 40. For the Eastern penitentiary, for the payment of the salaries of the officers, twenty thousand dollars, in equal quarterly payments, on or before the fifteenth day of the months of June, September and December, Anno Domini one thousand eight hundred and seventy, and March, Anno Domini one thousand eight hundred and seventy-one; and for each discharged convict, from the city of Philadelphia, or whose residence is within fifty miles thereof, the sum of five dollars; and ten dollars to each convict whose residence, or settlement, is fifty miles, or over, from the penitentiary.

Eastern penitentiary.

For books for prisoners' library, seven hundred dollars; for school books and stationery, three hundred dollars; for general repairs, the sum of sixteen hundred dollars.

SECTION 41. For the Western penitentiary, for the payment of salaries of officers, the sum of twenty-two thousand three hundred and twenty-four dollars; for construction of chapel, ten thousand dollars; for balance on new block, nine thousand two hundred and twenty-two dollars and seventy-six cents; for boiler, engine and vaults, six thousand three hundred and fifty-eight dollars and fifty cents; for library, two hundred dollars; for washing machines and small engines, fifteen hundred dollars; the salaries provided for in this section to be paid in equal quarterly payments, on or before the fifteenth day of the months of June, September and December, Anno Domini one thousand eight hundred and seventy, and March, Anno Domini one thousand eight hundred and seventy-one; and for each discharged convict, whose residence or settle-

Western penitentiary

ment is within fifty miles of said penitentiary, the sum of five dollars; and ten dollars to each discharged convict whose residence or settlement is fifty miles or over from said penitentiary.

Hospital for insane
at Danville.

SECTION 42. For the hospital for the insane of the Northern district of Pennsylvania, at Danville, for the prosecution of the work on main building, the sum of one hundred thousand dollars.

Eastern experi-
mental farm.

SECTION 43. For the Eastern experimental farm, the sum of three thousand dollars, to be expended in the erection of new, and the repair of old, buildings on said farm; and that Joel H. Jackson, of Chester county, Chalkley Harvey, of Delaware county, Thomas Baker, of Lancaster county, Henry T. Darlington, of Bucks county, and Harry Ingersoll, of Philadelphia city, be and they are hereby constituted a board of commissioners to superintend the said improvements and repairs on said farm, to disburse the said sum of three thousand dollars in payment therefor; and that on the completion of said improvements and repairs, said board of commissioners shall file a report of their receipts and disbursements, with a full statement of the uses to which this appropriation has been applied, with the auditor general of this commonwealth.

Additional watch-
man appointed by
governor.

SECTION 44. For payment of additional watchmen, appointed by the governor, to be settled by the state treasurer and auditor general, the sum of four hundred and forty-nine dollars and fifty cents; and to Frank Couse, for services as watchman, seventy-five dollars.

Frank Couse.

Board of public
charities, for sala-
ry of general agent
and secretary, &c.

SECTION 45. For the salary of the general agent and secretary of the board of public charities, at the rate of three thousand dollars per annum, to be computed from the first day of December, one thousand eight hundred and sixty-nine.

For the salary of a corresponding secretary, at the rate of one thousand dollars per annum, to be computed from the first day of February, one thousand eight hundred and seventy.

For postage, telegrams and express charges, the sum of two hundred dollars, or so much thereof as may be necessary.

For stationery, the sum of one hundred dollars, or so much thereof as may be necessary.

For fuel and cleaning room, the sum of one hundred dollars, or so much thereof as may be necessary.

For repairing and fitting up room for the use of the board of public charities and agent, the sum of seven hundred and fifty dollars, or so much thereof as may be necessary, to be expended under the direction of the general agent.

For the actual traveling and other necessary expenses of the commissioners and general agent of the board of public charities, including from the first day of December, one thousand eight hundred and sixty-nine, the sum of three thousand dollars, or so much thereof as may be necessary.

State library.

SECTION 46. For the purchase of reports and digests for exchange, and other books for the public library, one thousand dollars.

For postage, freight on books, also stationery, purchasing books, cleaning apartment, et cetera, three hundred dollars.

For binding and repairing books and maps, marking, et cetera, one hundred dollars.

For cost of increased ventilation, one hundred dollars.

For boxing up and putting down carpet, and removing and classifying books now in the attic, three hundred dollars.

SECTION 47. For the salary of the state historian, two thousand five hundred dollars. Historical department.

For salary of the chief clerk, one thousand four hundred dollars.

For the salary of five copying clerks, the sum of fourteen hundred dollars each.

For extra compensation to Thomas Numbers, three hundred dollars. Thomas Numbers.

For miscellaneous expenses of office, including postage, telegrams, express expenses, stationery, fuel, cleaning of office, securing copies of rolls, and other miscellaneous expenses, five hundred dollars, or so much thereof as may be necessary: *Provided*, That the work be completed by the first day of March, one thousand eight hundred and seventy-one.

SECTION 48. To doctors W. W. Rutherford and R. H. Seiler, the sum of one hundred and fifty-seven dollars, for medical attendance and medicine for J. Marshall Quay and George H. Church, of the city of Harrisburg, who sustained injuries while engaged in firing a salute, on the twenty-second day of February, one thousand eight hundred and sixty-nine. W. W. Rutherford and R. H. Seiler.

SECTION 49. For the salary of the superintendent of the public buildings and grounds, twelve hundred dollars. Superintendent of public buildings and grounds.

For three assistant watchmen, an annual salary of nine hundred dollars each, to be paid monthly; and for the necessary repairs and improvements to public buildings and grounds, wages of laborers employed on the same, five thousand dollars, including repairs and graveling of walks, or so much thereof as may be necessary. Assistant watchmen, repairs to public buildings and grounds, &c.

For painting governor's mansion inside and outside, also fence on mansion yard, one thousand dollars, or so much thereof as may be necessary. Painting governor's mansion, &c.

For carpenter work, painting, plastering stairway and inner dome of capitol building, five hundred dollars, or so much thereof as may be necessary. Repairs to capitol building.

For range in governor's mansion, one hundred and sixty-five dollars. Range in governor's mansion.

For winding and oiling the clock on the capitol and repairing the same, the sum of one hundred and twenty-five dollars, to be paid on an account certified by the clerks of the two Houses. Winding, &c., of clock on capitol.

SECTION 50. For removing the remains of the state dam in French creek, near the mouth of Conneaut marsh, and aiding to open for cultivation and actual occupation, of many acres of swamp land now owned by the commonwealth, three thousand dollars, or so much thereof as may be necessary, to be expended under the direction of Oliver Keese, Samuel B. Dick and Ed. L. Litchfield, who are hereby appointed commissioners for that purpose, for which an account shall be rendered and settled with the auditor general. Removing remains of state dam in French creek.

For the removal of obstructions, and the improvement of

Improvement of navigation of Susquehanna river above line of Clinton county.

the navigation of the Susquehanna river above the line of Clinton county, the sum of three thousand dollars, to be drawn by and expended under the direction of E. B. Camp, Robert M'Kage, James B. Graham and John Patton, who shall make report of the manner of such expenditure of such sum to auditor general.

Markley and Shaffner.

SECTION 51. For the payment of Markley and Shaffner, for merchandize furnished in one thousand eight hundred and sixty-six, to Thomas H. Burrowes, superintendent of soldiers' orphans, the sum of six hundred and forty-one dollars and forty cents.

Soldiers' orphan department.

SECTION 52. For the expenses required by the act, entitled "An Act to provide for the continuance of the education and maintenance of the destitute orphans of the deceased soldiers and sailors, and the destitute children of permanently disabled soldiers and sailors of the state," approved April ninth, one thousand eight hundred and sixty-seven, as follows, viz :

For the salary of the superintendent, two thousand five hundred dollars.

For the salary of two clerks, fourteen hundred dollars each.

For the salary of the inspector or examiner, the sum of one thousand six hundred dollars.

For the salary of one female assistant inspector and examiner, the sum of one thousand dollars.

For postage and telegrams, four hundred dollars, or so much thereof as may be necessary.

For stationery and blank books, one hundred and fifty dollars, or so much thereof as may be necessary.

For printing, four hundred dollars, or so much thereof as may be necessary.

For transferring pupils, five hundred dollars, or so much thereof as may be necessary.

For funeral expenses, three hundred dollars, or so much thereof as may be necessary.

For traveling expenses of the superintendent and his assistants, five hundred dollars, or so much thereof as may be necessary.

For office furniture, one hundred and fifty dollars, or so much thereof as may be necessary.

For the education and maintenance, including clothing, of each orphan of less than ten years of age, admitted into such orphan homes as receive now or have received appropriations from the state, the sum of one hundred dollars, or so much thereof as may be necessary.

For the education and maintenance, including clothing, of each orphan of less than ten years of age, admitted into such orphan homes or institutions, as have received no appropriations from the state, the sum of one hundred and fifteen dollars, or so much thereof as may be necessary: *Provided*, That no soldiers' orphans be admitted into any such institution under eight years of age.

For the education and maintenance of each orphan, above the age of ten years, admitted into such institution as may be selected for them by the proper authorities, and which have received no appropriation from the state, the sum of one hun-

dred and twenty-five dollars, and the further sum of twenty-five dollars for clothing each of said orphans, or so much thereof as may be necessary; and the gross amount shall not exceed the sum of one hundred and thirty thousand dollars for each quarter; all of which shall be settled by the auditor general and state treasurer in the usual manner, and paid upon the warrant of the auditor general; all clothing shall be purchased by the state superintendent, bills for the same to be rendered to the auditor general and state treasurer, who are to settle the same in the usual manner, and to be paid on the warrant of the auditor general; and the said superintendent shall render a sworn statement of the disposition he shall have made of the said clothing to the auditor general, and shall therein render a special account for all of the clothing furnished unto the said schools; said statements to be made quarterly: *Provided*, That owing to the high prices of the necessities of life in Twelfth Normal school district, and the limited number of orphans thus far placed in the schools there, one hundred and thirty-five dollars shall be allowed for each orphan for the present year placed in the institutions in such district; and it is hereby farther declared, that no child born on or after the first day of January, Anno Domini one thousand eight hundred and sixty-six, shall be admitted into any of the institutions aforesaid; and it shall be the duty of the superintendent on or after the first day of June next, to discharge from any and all the institutions who have received, or who shall hereafter receive any such children, under the provisions of the act April ninth, Anno Domini one thousand eight hundred and sixty-seven, as shall have arrived at the age of sixteen years: *Provided*, That no child shall be discharged under the provisions of this act, who shall not have been in such school or schools for the term of two years; and so much of the act, entitled "An Act to provide for the education and maintenance of the destitute orphans of the deceased soldiers and sailors, and the destitute children of permanent disabled soldiers of the state," approved April ninth, one thousand eight hundred and sixty-seven, as conflicts herewith, be and the same is hereby repealed.

SECTION 53. For expenses in executing the corporation tax laws, the sum of five hundred dollars, or so much thereof as may be necessary, to be paid on the warrant of the auditor general, upon accounts regularly settled in accordance with law.

For the payment of the railroad, iron, canal and coal maps attached to the report on railroads, canals, et cetera, for one thousand eight hundred and sixty-eight, the sum of three thousand one hundred and thirty-six dollars and ninety-five cents.

SECTION 54. That if the auditor general shall draw any warrant for an amount exceeding any appropriation, or if the state treasurer shall pay out for any appropriation named in any appropriation bill, a greater sum than is named therein for each appropriation, excepting the interest on the public debt, or for salaries of the judiciary, or for pensions and gratuities, they shall be deemed guilty of a misdemeanor, punishable

Purchases of clothing for soldiers' orphans, by whom made, &c.

Superintendent to render statement of disposition made of clothing.

Children born after certain date not to be admitted into institutions.

Discharge of children from institutions.

Expenses in executing corporation tax laws.

Maps attached to report on railroads, &c., for year 1868.

Penalty for drawing warrant for, or paying larger sums than are appropriated.

by a fine not exceeding one thousand dollars, or imprisonment not exceeding one year, or both, for each and every offence.

Additional clerk in adjutant general's office. SECTION 55. For the salary of one additional clerk in the adjutant general's office, to be specially employed in copying the rolls into the books, now provided by the state for that purpose, fourteen hundred dollars.

David M'Cormick. To David M'Cormick, the sum of two hundred and eighty-one dollars and twenty-five cents, for storing powder for the state, and expenses incurred in moving the same from Harrisburg to the magazine.

Green street Methodist Episcopal church, Philadelphia. SECTION 56. To the trustees of the Green Street Methodist Episcopal church of the city of Philadelphia, the sum of four hundred dollars, or so much as may be found due to the said church by the auditor general, for tents belonging to the said church, and used by the state during the rebellion; and the auditor general is hereby authorized and directed to examine and pass upon said claim for the use and loss of said tents.

H. C. Deming and H. J. Mason. SECTION 57. To H. C. Deming, stenographer of the House, one thousand dollars; and to H. J. Mason, stenographer of the Senate, eight hundred dollars, and their notes of debates to be written out and filed with the clerks of the two Houses.

Civil code commissioners. SECTION 58. To honorables David Derickson and William M'Clay Hall, two thousand dollars each, on account for services as civil code commissioners; and the work shall be completed and reported to the next legislature within ten days after its meeting.

St. John's boys orphans' asylum, Philadelphia. For Saint John Boys' Orphan asylum of Philadelphia, the sum of four thousand dollars, in consideration of the support of soldiers' orphans.

Repeal. All acts of assembly or parts of acts, inconsistent with the provisions of this act, be and the same are hereby repealed.

Corporations, penitentiaries, &c., to take vouchers and make quarterly settlements with auditor general. SECTION 59. That all corporations, penitentiaries, charitable and educational institutions receiving and disbursing state appropriations, shall take proper vouchers for the money so expended by them, and shall make quarterly settlements with the auditor general.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 8.

An Act

To authorize railroad companies to lease or become lessees, and to make contracts with other railroad companies, corporations and parties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any railroad company or companies, created by or existing under the laws of this commonwealth, from time to time to lease or become the lessees, by assignment or otherwise, of any railroad or railroads, or enter into any other contract with any other railroad company or companies, individuals or corporations, on such terms and conditions as may be agreed upon, whether the road or roads embraced in such lease, assignment or contract, may be within the limits of this state, or created by or existing under the laws of any other state or states; and any railroad company or companies of this commonwealth may agree to guarantee, in whole or in part, the payments and covenants of any such lease, assigned lease or contract: *Provided however,* That such road or roads, so embraced in any such lease, assignment, contract or guarantee, shall be connected either directly, or by means of intervening line, with the railroad or railroads of said company or companies of this commonwealth so entering into such lease, assignment, contract or guarantee, and thus forming a continuous route or routes for the transportation of persons and property: *Provided further,* That the provisions of this act shall in no wise, nor by any construction whatever, apply to the Pittsburg and Connellsville Railroad Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 9.

A Supplement

To the act, entitled "An Act in relation to persons imprisoned under sentence for offences against the laws of Pennsylvania," approved May twenty-first, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act in relation to persons imprisoned under sentence for offences against the laws of Pennsylvania," approved the twenty-first day of May, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to embrace all prisoners who have been, or shall hereafter be, convicted of any offence against the laws of the state of Pennsylvania, and confined in any county jail, prison or penitentiary, in execution of the judgment or sentence upon such conviction.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 10.

An Act

Relating to the acknowledgment of deeds and other instruments in the District of Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the third section of the act of assembly, entitled "An Act relating to the authentication of letters of attorney, protests of notaries public and assignments made out of the state, and to the acknowledgment of deeds," approved December fourteen, one thousand eight hundred and fifty-four, for taking and certifying acknowledgments of deeds

and other instruments of writing, executed in any of the United States, are hereby extended to the District of Columbia, with like effect as if the said district had been therein specially mentioned and included; and all such acknowledgments heretofore taken and certified in the said District, in the manner provided in said section, are hereby validated and confirmed, and the deeds and other instruments so acknowledged, and the records thereof when recorded, shall be deemed as valid and effectual as if said District had been mentioned and included in the provisions of said section.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 11.

An Act

Creating Crawford county a separate judicial district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first Monday of December, one thousand eight hundred and seventy, the county of Crawford shall be and form a separate and independent judicial district, to be called the Thirtieth judicial district of the state.

Crawford county to be a separate judicial district.

SECTION 2. That there shall be four regular terms of court each year in said county, commencing the first Mondays of January, April, August and November, to continue three weeks each, if the business shall so long require it.

Terms of court.

SECTION 3. That the first week of court shall be devoted to criminal business, and to such other business as may belong to the sessions, but if occasion requires it, the criminal business may extend into the other weeks.

Business of first week of court.

SECTION 4. That the court in session, or the president judge and one or both the associates in vacation, may order adjourned courts to be held for the trial of civil and criminal cases and the dispatch of other business, and order timely notice thereof to be publicly given, and venires for the return of traverse jurors to be issued.

Adjourned courts.

SECTION 5. That a president judge for said district shall be chosen in the manner now provided by law, at the regular fall election of one thousand eight hundred and seventy, and be

Election of president judge.

commissioned to enter upon his official duties the first Monday of December thereafter.

Repeal.

SECTION 6. That all acts inconsistent with the provisions of this act be and are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 12.

A Further Supplement

To the act, entitled "An Act to consolidate, revise and amend the penal laws of this commonwealth," approved March thirty-first, one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if any person, who shall have been required by virtue of any writ of subpœna or other legal process, to attend and testify in any prosecution for forgery, perjury or felony before any criminal court, judge, justice or other judicial tribunal in this commonwealth, or who may have been recognized or held to bail to attend as a witness on behalf of the commonwealth or defendant, before any court having jurisdiction, to testify in any prosecution as aforesaid, shall unlawfully and wilfully, from this commonwealth or from the jurisdiction of such court, and with intent to defeat the ends of public justice, shall abscond, elope or conceal himself, and refuse to appear as required by said subpœna or other legal process or recognizance of bail, shall be guilty of a misdemeanor, and being thereof convicted, shall be sentenced to pay a fine not exceeding two thousand dollars, or undergo an imprisonment not exceeding two years, or both, or either, at the discretion of the court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 13.

A Supplement

To an act, entitled "An Act to exempt sewing machines belonging to seamstresses, in this commonwealth, from levy and sale on execution or distress for rent."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to exempt sewing machines belonging to seamstresses, in this commonwealth, from levy and sale on execution or distress for rent," approved April seventeenth, Anno Domini one thousand eight hundred and sixty-nine, shall from and after the passage of this act apply to all sewing machines used and owned by private families in this commonwealth: *Provided,* That this act shall not apply to persons who keep sewing machines for sale or hire.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 14.

An Act

To protect and encourage the breeding and culture of fish.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That whenever any person shall have made or erected an artificial pond upon his own land, and shall put therein any fish, or the eggs or spawn of fish, for the purpose of breeding and cultivating fish, and shall give notice thereof, either in one or more of the newspapers of the county, or by written or printed handbills, put up in public places near said pond, any person who shall thereafter enter upon such pond for the purpose of fishing, or shall catch or take any fish thereout, shall be guilty of a trespass, and in addition thereto shall be liable to a penalty of five dollars for the first offence, ten dollars for the second, and twenty dollars for the third and each and every subsequent offence: *Provided,* That this act shall not prevent the

Persons fishing in artificial ponds, after notice given, liable to certain penalties.

Proviso.

Penalties, how recovered, &c.

On non-payment of penalties, defendants to be committed to jail.

owner of such pond, or any one by his authority, from catching or taking fish therefrom.

SECTION 2. The penalties imposed by this act may be recovered, with costs of suit, by any person, in his own name, before any justice of the peace of the county where the offence was committed, and the person suing for the same shall be a competent witness in such suit; and the justice who shall collect such penalty shall pay over the same, one-half to the overseers of the poor for the use of the poor of the township where the offence was committed, and the other half to the plaintiff in such suit; and on the non-payment of such penalty, the defendant shall be committed to the common jail of the county for a period of not less than five days, and at the rate of one day for every dollar of the judgment, where the same shall be above five dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 15.

A Supplement

To an act, entitled "An Act allowing parties in interest to be witnesses," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the said act, allowing any party or person to be a witness in any civil proceeding, are hereby extended so as to allow the testimony of either husband or wife to be given in his or her own behalf in any proceeding for a divorce, in every case where personal service of the subpoena is made on the opposite party, or said party appears and defends.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 16.

An Act

To repeal the third section of an act, entitled "An Act relating to judicial sales and the preservation of the lien of mortgages," approved March twenty-third, one thousand eight hundred and sixty-seven, so far as the same relates to orphans' court sales.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the third section of an act, entitled "An Act relating to judicial sales and the preservation of the lien of mortgages," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby repealed, so far as the same relates to orphans' court sales: *Provided,* That the provisions of this act shall not apply to Venango or Perry counties, nor to the city of Philadelphia.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 17.

A Supplement

To an act to authorize the completion of the History of Pennsylvania Volunteers, approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sum of two thousand five hundred dollars is hereby appropriated, out of any moneys in the treasury not otherwise appropriated, to the state historian, whose power and duties are prescribed by the act to which this is a supplement, which sum shall be in full for his salary for the year commencing on the first Monday in June, Anno Domini one thousand eight hundred and sixty-nine; and also five hun-

dred dollars in full for all expenses for postage, express, stationery and other miscellaneous charges which he has incurred for the use of his office, or which he may incur during the said year; and the further sum of three thousand two hundred dollars for clerk hire, which sum shall be expended at the discretion of said historian, at the rate of fourteen hundred dollars a year for copying clerk and eighteen hundred dollars a year for one chief clerk, the same to be settled for by the auditor general in the usual manner.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 18.

An Act

Granting the consent of the State of Pennsylvania to the purchase by the United States of certain lands for the purpose of erecting thereon a building for the accommodation of the custom house, post office, United States courts and internal revenue offices at Erie, and ceding jurisdiction over the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Consent of state
given to pur-
chase of land by
United States.

That the consent of the state of Pennsylvania is hereby given, to the purchase by the United States of one or more pieces of land, situated in the city of Erie or township of Mill Creek, not exceeding five acres in quantity, on which to erect a building for the accommodation of the custom house, post office, United States courts and internal revenue offices; and the said United States shall have, hold, use, occupy and own the said land or lands, when purchased, and exercise jurisdiction and control over the same and every part thereof, subject to the restrictions hereinafter mentioned.

Jurisdiction of
state over land
ceded to United
States.

SECTION 2. The jurisdiction of the state of Pennsylvania in and over the said land or lands mentioned in the foregoing section, when purchased by the United States, shall be and the same is hereby ceded to the United States: *Provided however,* That the jurisdiction hereby ceded shall continue no longer than the United States shall own the said land or lands.

SECTION 3. The said consent is given and the said jurisdiction ceded upon the express condition that the state of Pennsylvania shall retain concurrent jurisdiction with the United States in and over the said land or lands, so far as that all civil process in all cases, and such criminal or other process as may issue under the laws or authority of the state of Pennsylvania, against any person or persons charged with crimes or misdemeanors committed within said state, may be executed therein in the same way and manner as if such consent had not been given or jurisdiction ceded, except so far as such process may affect the real or personal property of the United States.

Condition upon which consent is given, and jurisdiction ceded

SECTION 4. The jurisdiction hereby ceded shall not vest until the United States shall have acquired the title to the said land or lands by purchase or grant; and so long as the said land or lands shall remain the property of the United States, when acquired as aforesaid, and no longer, the same shall be and continue exonerated from all taxes, assessments and other charges which may be levied or imposed under the authority of this state.

Jurisdiction hereby ceded, when to vest.

Land to be exonerated from taxes.

SECTION 5. It is further enacted that any malicious, wilful, reckless or voluntary injury to or mutilation of the grounds, buildings or appurtenances, shall subject the offender or offenders to a fine of not less than twenty dollars, to which may be added, for an aggravated offence, imprisonment, not exceeding six months, in the county jail or workhouse, to be prosecuted before any court of competent jurisdiction.

Penalty for injuries done to grounds, &c.

SECTION 6. This act shall take effect from and after its passage.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 19.

An Act

To prevent and punish the publication of obscene advertisements and the sale of noxious medicines.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Publication, &c., of advertisements of medicines for cure of certain diseases, prohibited.

Penalty.

Penalty for advertising, selling, &c., of noxious medicines.

Proviso.

That from and after the passage of this act it shall not be lawful to print or publish advertisements of medicines, drugs, nostrums, or apparatus for the cure of secret or venereal diseases, or for the cure of those diseases peculiarly appertaining to females; and if any person shall print or publish, or procure to be printed or published, in any newspaper in this state, any advertisement of medicines, drugs, or nostrums, or apparatus for the cure of secret or venereal diseases, or for the cure of those diseases peculiarly appertaining to females, or shall, by printing or writing, or in any other way publish an account or description of such medicines, drugs, nostrums or apparatus, or shall procure the same to be published or written, or in any other way published, or shall circulate or distribute any such newspaper advertisement, writing or publication, every such person so offending shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined in any sum not exceeding one thousand dollars, or be imprisoned in the county jail, not exceeding six months, or both, at the discretion of the court.

SECTION 2. That if any person shall print or publish, or cause to be printed or published, in any newspaper in this state, any advertisement of any secret drug or nostrum purporting to be for the use of females; or if any druggist or other person shall sell or keep for sale, or shall give away any such secret drug or nostrum purporting to be for the use of females, or if any person shall, by printing or writing, or in any other way, publish an account or description of any drug, medicine, instrument or apparatus for the purpose of preventing conception, or of procuring abortion or miscarriage, or shall, by writing or printing, or any circular, newspaper, pamphlet or book, or in any other way publish or circulate any obscene notice, or shall, within this state, keep for sale or gratuitous distribution any secret drug, nostrum or medicine for the purpose of preventing conception, procuring abortion or miscarriage, such person or persons, so violating any of the provisions of this act, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof, be fined in any sum not exceeding one thousand dollars, or be imprisoned in the county jail not exceeding six months, or both, at the discretion of the court: *Provided*, That nothing in this act contained shall be construed to affect teaching in regular chartered medical colleges, or the publication of standard medical books.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 20.

An Act

To repeal the sixth section of an act, entitled "An Act relating to goods, wares and merchandise in store and in transit, and to make receipts and bills of lading therefor negotiable."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sixth section of an act, entitled "An Act relating to goods, wares and merchandise in store and in transit, and to make receipts and bills of lading therefor negotiable," approved September twenty-fourth, one thousand eight hundred and sixty-six, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 21.

An Act

To authorize canal companies to build lateral railroads.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any canal company, now or hereafter incorporated by or under the laws of this commonwealth, to construct and operate lateral railroads and branches therefrom, not exceeding respectively ten miles in length, with the necessary appurtenances, from suitable points on the line of their canals to any mines, quarries or other desirable points, for the procurement of traffic for said canals; and shall have and enjoy, and be subject to all and singular the provisions and restrictions of an act of assembly regulating railroad companies, approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the supplements

thereto, necessary for the location, construction and operation of the said roads and branches.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 22

An Act

Providing for the taxation of bank shares.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Assessors to assess shares of banks, &c., which have paid tax authorized by certain act.

That the several assessors of bank stocks appointed for the year one thousand eight hundred and seventy, in accordance with the provisions of the act approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven, are hereby required to assess, under the direction of the auditor general, all the shares of stock of the national and state banks and savings institutions, located within their respective districts, which have paid into the state treasury the tax of one per cent. upon the par value of their capital stock, as authorized by the act approved the twenty-second day of December, one thousand eight hundred and sixty-nine, entitled "An Act in relation to taxation of the shares of banks and savings institutions," and, within thirty days after the passage of this act, make return of such assessments, in the manner provided by law.

Auditor General to certify amounts of assessments to state treasurer.

SECTION 2. *That* upon the receipts of such returns the auditor general shall certify to the state treasurer the amount of the assessment of the shares of stocks of each bank and savings institution which has paid the tax of one per cent. into the state treasury for the year one thousand eight hundred and seventy; and the state treasurer is hereby directed to refund to each of said banks and savings institutions, demanding the same, the amount paid by them respectively, after first deducting the tax of three mills upon such assessed value.

State treasurer to refund amounts paid less tax herein authorized.

Rates at which shares of banks and savings institutions shall be taxable.

SECTION 3. That all the shares of national banks, located within this state, and of banks and savings institutions incorporated by this state, shall be taxable for state purposes at the rate of three mills per annum upon the assessed value

thereof; and for county, school, municipal and local purposes, at the same rate as now is or may hereafter be assessed and imposed upon other moneyed capital in the hands of individual citizens of this state.

SECTION 4. That in case any bank or savings institution aforesaid shall elect to collect annually, from the shareholders thereof, a tax of one per centum upon the par value of all the shares of said bank or savings institution, and pay the same into the state treasury, on or before the twentieth day of January in every year, the said shares, capital and profits shall be exempt from all other taxation under the laws of this commonwealth; and the law regulating the compensation of county treasurers for receiving moneys for the use of the commonwealth, and paying over the same, is hereby extended to the cashiers of said banks and savings institutions.

In what case shares to be exempt from other taxation.

Certain law extended to cashiers.

SECTION 5. That the second and third sections of the act approved the twenty-second day of December, one thousand eight hundred and sixty-nine, entitled "An Act in relation to taxation of the shares of banks and savings institutions," be and the same is hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 23.

An Act

To provide for a deficit in the department for the support of the orphans of deceased soldiers and sailors of the State, for the years ending May thirty-first, one thousand eight hundred and sixty-nine, and May thirty-first, one thousand eight hundred and seventy, respectively.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sum of forty-four thousand nine hundred and sixty-six dollars and eighty-eight cents is hereby appropriated, for the payment of bills due and rendered, but remaining unpaid, for the year ending on the thirty-first day of May, Anno Domini one thousand eight hundred and sixty-nine; and that the further sum of forty-four thousand seven hundred dollars is appropriated, for the payment of the deficit for the

year ending on the thirty-first day of May, one thousand eight hundred and seventy; these sums to be expended and accounted for as provided by the act approved the ninth day of April, one thousand eight hundred and sixty-seven, entitled "An Act to provide for the education and maintenance of destitute orphans of deceased soldiers and the destitute children of permanently disabled soldiers and sailors of the state;" the accounts of the expenditure of the same to be settled by the auditor general, upon vouchers furnished to him, under oath, in the manner prescribed in the thirteenth section of the act of April sixteenth, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to provide for the ordinary expenses of the government, and other general and specific appropriations."

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 24.

A Supplement

To an act, entitled "An Act allowing parties in interest to be witnesses."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all actions or civil proceedings in any of the courts of this commonwealth, brought by or against executors, administrators or guardians, or in actions where the assignor of the thing or contract in action may be dead, no interest or policy of law shall exclude any party to the record from testifying to matters occurring since the death of the person whose estate, through a legal representative, is a party to the record.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 25.

A Supplement

To an act relating to orphans' courts, approved March twenty-ninth, Anno Domini one thousand eight hundred and thirty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the fourteenth section of an act, entitled "An Act relating to orphans' courts," approved March the twenty-ninth, Anno Domini one thousand eight hundred and thirty-two, be and they are hereby extended to include the bonds of the Pennsylvania Railroad Company, secured by the general mortgage of said company, dated July first, one thousand eight hundred and sixty-seven.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 26.

An Act

To authorize and direct the Attorney General, upon complaint made by parties whose interests are thereby affected, to institute proceedings, according to law, against corporations alleged to have violated duties imposed upon them by law.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases in which heretofore any privileges or immunities have been granted to any corporation, by any act of the general assembly of the commonwealth, upon terms and conditions in such act prescribed, for the knowing and intentional neglect or refusal to perform and comply with which terms and conditions, a forfeiture or determination of such privileges and immunities is provided for in the act, it shall be the duty of the attorney general of the commonwealth,

upon complaint made to him by any party whose rights or interests are affected by such neglect or refusal, to institute forthwith proceedings, in a court of competent jurisdiction, to ascertain the fact of such neglect or refusal; and if such neglect or refusal shall be adjudged by such court to have occurred, then and in such case all the rights, privileges, powers and immunities granted to said corporation, upon such terms and conditions, shall forthwith cease and determine; and thereupon the governor of the commonwealth shall provide such organization as may be needful to manage any such property, until otherwise directed by the legislature: *Provided however*, That all expenses incident to the management thereof shall be paid from its own proceeds; and nothing in this act contained shall be deemed as authorizing any liability against, or expenditure by, the commonwealth of Pennsylvania: *Provided*, That when proceedings under the provisions of this act are commenced, in any court other than the supreme court, the right of appeal to the supreme court shall exist, to either party, as in other cases: *Provided further*, This act shall not apply to bridge companies.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 27.

An Act

Supplementary to an act, entitled "An Act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the seventy-third section of the act to which this is a supplement shall be extended to apply to any person who shall be legally indicted, in any court of criminal jurisdiction within this commonwealth, of the crime of keeping or exhibiting any gaming table, device or apparatus to win or gain money or other property of value, or of engaging in gambling for a livelihood, or of aiding and assisting others to do the same,

and also to any person who may be legally indicted in any such court of selling tickets or policies in any unlawful lottery.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 23.

An Act

For the draining of swampy and wet lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any swampy or wet lands, belonging to several owners disjointly, may be drained at the common expense, under the following regulations.

How swampy lands may be drained.

SECTION 2. Upon the petition of a majority of said owners of such wet or swampy lands, forming a continuous swamp or marsh, the court of quarter sessions of the county, or if lying within two counties, the nearest court shall appoint three disinterested persons, who shall be commissioners with power to view the wet lands described; and if in their judgment to drain them shall be practicable, they shall proceed to lay out a drain, measuring the length and ascertaining the depth, as near as may be with ordinary facilities; they shall also have power, and it shall be their duty, to make a survey of such swampy or wet land, to get its contents and quantity owned by each land-holder, and make an estimate of the cost of constructing said drain.

Upon petition of majority of owners, courts to appoint commissioners.

Powers and duties of commissioners.

SECTION 3. Said commissioners shall also estimate the damages sustained by any of said land-holders, or any other person, by the construction of such drain; also the proportion of the cost of construction to be borne by each land owner owning land.

Commissioners to estimate damages, &c.

SECTION 4. In assessing the amount to be borne by each land-holder of the cost of opening such drain, the estimate shall be made with reference to, and based upon both the amount of land made useless by such swamp and the benefits which will result from such improvement, and in no case to exceed the estimated benefits.

Estimate of amount of cost to be borne by each land-holder, how made.

Commissioners may, in certain case, say what portion of expense shall be borne by townships.

Upon appeal and petition, court to appoint reviewers.

When proceedings are gone through with, owners and supervisors constituted a corporation.

Meetings.

Powers.

SECTION 5. If in the judgment of the commissioners the swamp is a public nuisance, then they shall have power to say what portion of the expense shall be borne by the township or townships in which said swamp lies.

SECTION 6. If any one of the parties shall feel aggrieved by the assessment and verdict of these commissioners, then upon his appeal and petition, the court shall appoint six disinterested commissioners to review the whole case and report, and their report, when confirmed by the court, shall be final.

SECTION 7. When their proceedings shall be gone through with, the owners of such swamp and the supervisors of the township or townships, as the case may be, shall constitute a corporation; and the time and place of its first meeting shall be fixed by the court, and a yearly meeting thereafter shall be held; and said corporation, acting through a majority, shall have power to open and repair such drain at the common expense, in proportion to the assessment made by the commissioners.

SECTION 8. Shall have power to collect as ordinary debts are collected.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

No. 29.

An Act

Supplementary to an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, one thousand eight hundred and forty-nine.

Certain provisions applicable to lessees and purchasers of turnpikes and plank roads.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the provisions contained in the fourteenth, fifteenth, sixteenth and seventeenth sections of the act approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, entitled "An Act regulating turnpike and plank road companies," shall and the same are hereby declared to be applicable to, and may be enforced against, the lessee or lessees, purchaser or purchasers, by judicial sale or otherwise, of any turnpike or plank road; and the twenty days' notice, specifying the part or parts of the road alleged to be out of repair, may be given either to the gate-keeper or

to any of the lessees or purchasers aforesaid; and any such notice heretofore given shall be good and effectual.

SECTION 2. That upon the abandonment, for any length of time, of the whole or any part of any turnpike or plank road, or in case any turnpike or plank road company, or any lessee or lessees, purchaser or purchasers of such road, shall neglect or refuse to keep their road in good order and repair, for the space of thirty days, and proceedings instituted under the fourteenth, fifteenth and sixteenth sections of the act to which this is a supplement shall result in a finding, by the inquest, that such road, or any part thereof, is out of order and repair, and no appeal shall be taken to the court of common pleas, or if upon such appeal the finding of the inquest and judgment of the justice shall be affirmed, it shall be the duty of the supervisors of each township through which the road, or the part thereof so abandoned, or so found to be out of order and repair, may pass, forthwith to take charge of, and put in good order and repair such part or any such road as may be in their respective townships, and from time to time maintain and keep the same in good order, in like manner as if such road was a county road; and the same, or so much thereof as may be so abandoned, or so found to be out of order and repair, shall thenceforth be considered as a county road, free of tolls, until such time as the company, or other persons claiming the same, shall pay to the supervisors of said townships, for the use of said townships respectively, all sums of money, and for all labor, with interest, by the several supervisors expended upon such road: *Provided however*, That in case of a plank road the supervisors shall not be bound to re-lay or repair the plank, but may work and repair and keep in good order such road, the same as if it were an ordinary county road.

In what cases supervisors to take charge of turnpikes or plank roads.

Such roads to be considered county roads.

How redeemed by companies.

Supervisors not bound to re-lay plank.

SECTION 3. That appeals to the court of common pleas from the findings of the inquest and judgment of the justice, shall be placed at the head of the next trial list of said court.

Appeals.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 30.

A Supplement

To the act providing for the taking of game, approved the first day of April, one thousand eight hundred and sixty-nine.

*Repeals
March 25 1871*

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in section first of said act, providing for the taking of game, approved April first, one thousand eight hundred and sixty-nine, the word "thirty" be stricken out, so that the section shall be read "the twentieth day of December, in any year, and the first day of September in any year following."

Rel. June 2 1871

SECTION 2. That in section fourth of said act, providing for the taking of game, approved April first, one thousand eight hundred and sixty-nine, the words, "fourth day of July" be stricken out, so that the section shall read "the fifteenth day of November and the first day of September in any year."

Amended

SECTION 3. No person shall kill, capture, take, or have in his or her possession, any gray snipe or English snipe, between the fifteenth day of November and the first day of September, under a penalty of five dollars for each and every bird so killed or had in possession, or exposed for sale.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

First section of former act, amended.

Fourth section of former act, amended.

Killing gray or English snipe during certain seasons, prohibited.

No. 31.

An Act

For the preservation of the records of the inspection of mines in the mining districts of Schuylkill and Luzerne, embracing the anthracite coal region of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the judges of the court of common pleas of Schuylkill and Luzerne counties are hereby directed to appoint, for their respective mining districts, one competent person each, who shall be designated clerk of the mining district of Schuylkill, which district shall embrace the counties of Schuylkill, Columbia, Northumberland and Dauphin respectively, and clerk of the district of Luzerne, which district shall embrace the counties of Luzerne and Carbon, and who shall hold their said office for the term of five years.

Judges of courts of common pleas, Schuylkill and Luzerne counties, to appoint clerks.

Terms of office of clerks.

SECTION 2. It shall be the duty of the several and each inspector, appointed under the provisions of an act for the preservation of the health and safety of miners employed in coal mines, approved the — day of March, Anno Domini one thousand eight hundred and seventy, to make true returns to the said clerks, on or before the first Monday in each and every month, of all data, statistics, matter and thing of which they severally are required to take notice and record under the provisions of said act, and all information deemed by the said courts useful and necessary to the health and safety of miners and workmen, and the proper, skillful and safe working of the miners, in the several districts respectively, and of deaths and accidents, resulting from injuries or neglect, or otherwise, and the circumstances of the person so injured.

Inspectors to make returns of data, &c., to clerks.

SECTION 3. The said clerks so appointed as aforesaid shall receive and keep a record, under directions of said judges, of all data, statistics, matter, thing and information, either in tabulated form or otherwise, of all such information so returned, and shall allow, at all business hours, full and free access, to all parties interested, to the records of such information in his office, where maps of coal mines shall be filed and kept for safety and preservation.

Clerks to receive and keep a record of data, &c.

SECTION 4. The office of said clerks shall be located in the boroughs of Pottsville and Wilkesbarre respectively, and they shall receive for their services the sum of fifteen hundred dollars per annum each, payable in like manner as the salaries of the said inspectors under the said act for the preservation of the health and safety of miners, approved as aforesaid.

Location of offices of clerks.

Salaries.

SECTION 5. Should the said clerks, or either of them, neglect or refuse to discharge the duties of his said office, it shall be lawful for the judges of the said courts aforesaid, or either of them, upon the petition of fifteen reputable citizens, interested in the mining of coal, to examine into the cause and reason of such neglect or refusal; and if said charges are sustained, it shall be the duty of the judges of the said courts having jurisdiction, to discharge said clerks, or either of them, forthwith, and appoint a successor.

Removal of clerks for neglect of duties, relative to.

SECTION 6. The said clerks shall be citizens of the United States of America, and shall be residents of the district for which they are appointed, and attain the age of thirty-five years, and shall be conversant with the coal mines of their districts for which they are appointed, and shall take an oath or affirmation, before an officer properly qualified to administer the same, that he will faithfully discharge the duties of his office, to the satisfaction and under the direction of the judges of the courts aforesaid, and as the interest of the peo-

Qualifications of clerks.

To take oath

If removed, to deliver papers, &c., to judges, and successors.

Not to be interested in other business.

ple and law requires; and shall, if so discharged or removed, deliver over to the said judge of the district, and to his successor, all papers, records, maps and things in his office, as the property of the state and district, and shall not be interested in any other business or calling other than the duties of the office for which he is appointed aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 32.

An Act

Requiring boom companies to make report to the Auditor General of the number of logs annually rafted by them, and to pay taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all boom companies, now or hereafter incorporated, be and they are hereby required to report, under oath or affirmation of the president and secretary, or treasurer, the number of logs annually rafted by said companies, said returns to be made on or before the thirty-first day of December of each year; and the said companies shall pay to the commonwealth, annually, on or before said day, a tax of one hundred dollars on each one hundred thousand of said logs, and in that proportion for any less or greater number; the first return and payment as aforesaid to be made on or before the thirty-first day of December, Anno Domini one thousand eight hundred and seventy; and said companies, making such return and payment, are hereby excepted from the provisions of existing acts of assembly imposing taxes on them for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 33.

A Further Supplement

To the act relating to elections in this Commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the duties required to be performed by the assessors of the several wards in the city of Philadelphia, by the act to which this is a supplement, shall hereafter be performed by the proper division canvassers, or a majority of them, in and for the several election divisions of the said city; and the list of qualified electors required by the twenty-seventh section of the said act to be made by the assessors of the several wards of the said city, shall hereafter be made, in each election division, by the canvassers of such division, between the last Monday in August and the first Monday in September, of each and every year; and the said list shall be so prepared as to present the names of the qualified electors consecutively, with the streets and numbers of the houses in which they reside; and on the completion of the division lists as aforesaid, the canvassers of the several divisions shall forthwith make out, and deliver the transcripts thereof to the city commissioners and receiver of taxes, in the manner required by the said section of the said act; and the said transcripts shall be called and named division transcripts, and copies thereof, with the notices prescribed by the said section of the said act, shall be printed and posted by the commissioners, as thereby required, within ten days after the first Monday in September.

Division canvassers to perform duties required of assessors by former act.

List of electors, by whom and when to be made.

List, how prepared.

On completion of lists, transcripts thereof to be delivered to city commissioners, &c.

Copies of transcripts, with notices thereto, when to be printed, &c.

SECTION 2. That all certificates and affidavits required to be made by the assessors of the several wards in the city of Philadelphia, under the provisions of the said act to which this is a supplement, shall be made by the proper division canvassers, or a majority of them; and the words, "division canvassers" shall be substituted for the word "assessor," wherever the latter occurs in any part of the said act, which applies only to the city of Philadelphia.

Canvassers to make certificates, &c., required of assessors by former act.

Words "division canvassers" substituted for "assessor."

SECTION 3. That all petitions to the judges of the court of common pleas of the county of Philadelphia, presented under the twenty-fifth section of the said act, for the revision of appointments of division canvassers or election officers made by the board of aldermen, shall be presented at least ten days before the time fixed for the performance of the duties of such appointees under the said act; and no action shall be taken by the court, on any such petitions, unless the same be verified by the affidavit of one or more of the petitioners, before the filing of the same, or without proof that the person or persons objected to by the said petition had been served with a copy thereof, at least forty-eight hours before the hearing of

When petitions for revision of appointments to be presented to court.

Court not to take action on petitions unless same be verified by affidavit, &c.

Certain persons not disqualified from serving as election officers, &c.

Poll tax, assessment of, &c.

Proviso.

Meeting and duties of return judges.

Board of aldermen to designate places of meeting.

Penalty for attempting to vote by persons not citizens.

Penalty for persuading persons not citizens to vote.

Places of election officers not present within certain time, how filled.

the same; no person shall be disqualified from serving as an election officer or canvasser by reason of his employment in any subordinate position in any public office.

SECTION 4. That the assessors of the city of Philadelphia shall not assess any poll or personal tax for election purposes, but all such tax shall be assessed, in the several election divisions in the said city, by the canvassers of said divisions, and shall be paid to the receiver of taxes of the said city, or to his agents specially appointed by him to receive the same: *Provided*, That owners of real estate or personal property, who shall have paid a state or county tax upon the same within two years of any election, which shall have been assessed at least ten days before such election, shall not be required to pay any additional tax to entitle them to the privilege of electors.

SECTION 5. That the judges of the several election divisions, within each of the wards of the said city, shall meet at ten o'clock on the morning of the day after any election shall hereafter be held, at such places in their respective wards as the board of aldermen may designate, and make out duplicate returns of the election held in their respective wards; and they shall cause one of the said duplicates to be filed, before three o'clock on the afternoon of the same day, in the office of the prothonotary of the court of common pleas of the city and county of Philadelphia, and they shall present the other to the return judges of the said city, at the time and in the form and manner now required by law; and it shall be the duty of the board of aldermen to designate the places in the several wards at which the judges of the election divisions thereof shall meet for the purposes aforesaid, and give public notice thereof.

SECTION 6. That if any person not a citizen of this commonwealth shall vote, or attempt to vote, at any special, general or presidential election, held in this commonwealth, he shall be guilty of felony, and on conviction be sentenced to pay a fine not exceeding five hundred dollars, and undergo an imprisonment, by separate or solitary confinement at labor, not less than two, nor more than five years.

SECTION 7. That if any person shall, through solicitation, invitation or device, persuade or prevail on any person, not a citizen of this commonwealth, to vote, or attempt to vote, at any special, general or presidential election in this commonwealth, or shall, by any means, aid, encourage or abet any such attempt, the person so offending shall be guilty of felony, and on conviction shall be sentenced to pay a fine not exceeding five hundred dollars, and undergo an imprisonment, by separate or solitary confinement at labor, not less than two, nor more than five years.

SECTION 8. That if all the election officers appointed for any election division in the said city shall not be present within thirty minutes after the time fixed for the opening of the poll, the places of the absentee or absentees shall be filled and supplied as follows, to wit: In case of the absence of the judge of such division, the majority inspector shall act as judge, and appoint an inspector to fill the vacancy; in case

of the absence of the majority inspector or return inspector, the judge shall appoint an inspector in their place; if the minority inspector be absent, the minority return inspector shall act as inspector, and appoint a return inspector; and in case of the absence of the minority return inspector, the minority inspector shall appoint a return inspector; and in case any vacancy shall occur in the said board, not herein provided for, the qualified electors of the division present at the place of election shall elect one or more of their number to fill such vacancies.

SECTION 9. That any person who shall unlawfully strike, wound or commit any assault and battery upon the person of any elector, at or near any election poll, during the holding of any election, shall be deemed guilty of a high misdemeanor, and upon conviction thereof he shall be fined not less than one hundred dollars or more than five hundred, and be imprisoned for a term not less than three months or more than one year.

Penalty for assaulting electors at or near polls.

SECTION 10. That so much of every act of assembly as provides that only white freemen shall be entitled to vote or be registered as voters, or as claiming to vote at any general or special election of this commonwealth, be and the same is hereby repealed; and that hereafter all freemen, without distinction of color, shall be enrolled and registered, according to the provisions of the first section of the act of approved April seventeenth, one thousand eight hundred and sixty-nine, entitled "An Act further supplemental to the act relative to the elections of this commonwealth," and shall, when otherwise qualified under existing laws, be entitled to vote at all general and special elections in this commonwealth: *Provided*, This act shall in no way reduce the compensation of the assessors of Philadelphia, which shall be one thousand dollars, as now established by law.

Freemen, without distinction of color, to be registered and entitled to vote.

Compensation of assessors, Philadelphia city.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini, one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 34.

An Act

Declaring that where a loan to a firm, association or corporation, upon the terms of receiving a share of the profits, shall not constitute the party so making the loan a co-partner.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for any person or persons to loan money to any individual, firm, association or corporation, doing business in this commonwealth, upon agreement to receive a share of the profits of such business as compensation for the use of the money so loaned, in lieu of interest; and such agreement, or the reception of profits under such agreement, shall not render the person or persons making such loans liable as a co-partner in such business, to other creditors of such individual, firm, association or corporation, except as to the money so loaned: *Provided*, That such agreement for loan shall be in writing; and that this act shall not apply to any loan made by a member of any such firm, association or corporation, or to one who holds himself out as such, and shall not be construed to repeal or affect any portion of the law relating to special partnerships: *Provided however*, That any person so loaning money under in this act shall not hold himself out as a general partner, so as to induce credit to be given to any party or parties, association or corporation, to whom the said loan shall be made.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 35.

An Act

To provide for a deficiency in the appropriations for public printing, in one thousand eight hundred and sixty-eight and one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general is hereby authorized and directed to draw his warrant for the sum of twenty-one thousand dollars, or so much thereof as may be necessary, to settle the claims of Benjamin Singerly, for deficiency of appropriation in the year one thousand eight hundred and sixty-nine of fifteen thousand dollars, and a deficiency in one thousand eight hundred and sixty-eight of six thousand dollars; and the state treasurer is hereby authorized and directed to pay the same out of any moneys not otherwise appropriated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 36.

An Act

To enlarge the jurisdiction of the court of common pleas for the county of Dauphin, in cases wherein the Commonwealth may be plaintiff, and to provide for the issuing of writs of foreign attachment in such cases.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of the county of Dauphin is hereby clothed with jurisdiction, throughout the state, for the purpose of hearing and determining all suits, claims and demands whatever, at law and in equity, in which the commonwealth may be the party plaintiff, for accounts, unpaid bal-

Jurisdiction enlarged.

ances, unpaid liens, taxes, penalties and all other causes of action, real, personal and mixed.

Writs of foreign attachment may issue against property of non-resident defendants

SECTION 2. For the purpose of collecting any penalty, balance, debt due or other demand of the commonwealth, a writ of foreign attachment may issue against the property, real or personal, of any non-resident defendant or defendants; and the same shall be executed and proceeded in as other cases of foreign attachment are now prosecuted under existing laws, except that no bail shall be required by the sheriff to whom said writ shall be directed, and the commonwealth shall not be required to give any bond or recognizance prior to the execution of any final process.

How executed, &c.

Debtors to pay commission to commonwealth's counsel in certain cases.

SECTION 3. That in all cases where any debtor shall suffer any claim now due to the commonwealth to remain unpaid for the space of sixty days after the approval of this act, and in all cases where any future debtor shall suffer any claim of the commonwealth to remain unpaid for sixty days, there shall be paid by said debtor or debtors a commission of five per cent. to the counsel or attorney of the commonwealth, which shall be charged in addition to any interest or penalties payable under existing laws: *Provided*, That no greater amount than seven thousand dollars be paid for professional services during any one year, and that any surplus shall be paid into the state treasury.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 37.

A Supplement

To the act, entitled "An Act relating to executions," approved the sixteenth of June, Anno Domini one thousand eight hundred and thirty-six.

Plaintiffs, in judgments against corporations, may have fieri facias issued

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the provisions of the sixty-second section of the act of the sixteenth day of June, Anno Domini one thousand eight hundred and thirty-six, relating to executions, and in lieu of the provisions or proceedings by sequestration under said act, plaintiff or assigns, in any judgment against

any corporation not excepted by said act, may have execution *fiери facias* issued from the court wherein said judgment is entered, which shall command the sheriff or other officer to levy the sum of said judgment, with interest and costs of suit, of any personal, mixed or real property, franchises and rights of such corporation, and thereupon proceed and sell the same, excepting lands held in fee, which latter shall be proceeded against and sold in the manner provided in cases for the sale of real estate; the proceedings on judgment under the aforesaid provisions of this supplement, shall be without stay of execution: *Provided*, That the purchaser or purchasers of any or all of said property, real, personal or mixed, together with the franchises and rights, shall take the same clear of all encumbrances, excepting any mortgage or mortgages which may legally exist at the time of levy thereupon, the lien of which shall not be affected in any manner by said sale.

Form of writ.

Proceedings to be without stay.

Purchasers to take clear of all incumbrances, except mortgages.

SECTION 2. That by virtue of any execution issued under this act, the levy may extend to the property, franchises and rights of said corporation, in any and every county of this commonwealth, wherein the same may be, and shall be endorsed on said writ; the levy and sale thereof shall be as effective as though all said property, franchises and rights were located, used, levied upon and sold in the county wherein said writ of execution was issued, and shall fully divest the defendants of all interest therein.

Levy may extend to property, &c., in any county of state.

Effect of levy and sale.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 38.

A Supplement

To an act, entitled "An Act to provide for the reduction of the public debt," approved the twenty-second April, Anno Domini one thousand eight hundred and forty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter manufacturers and mechanics, who shall sell goods, wares or merchandise, other than their own manufacture, not exceeding the sum or value of five hundred dollars

per annum, shall not be classified or required to pay any annual tax or license fee; but if such sales shall exceed the sum or value of five hundred dollars per annum, as aforesaid, they shall be classified in the same manner, and required to pay the same annual tax as is now required to be paid by dealers in foreign merchandise.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 39.

An Act

Relating to the assessment of damages on foreign attachments.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in any action of foreign attachment, wherein the plaintiff has or shall hereafter enter judgment by default, it shall be lawful for the plaintiff to enter a rule for the prothonotary to assess the damages, which the prothonotary may do, upon evidence produced to him, or upon the affidavit of the plaintiff, or some other person cognizant of the transaction; and so much of the first section of the act of eighth of May, Anno Domini one thousand eight hundred and fifty-five, as requires notice of such rule and a statement of the claim to be published, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 40.

An Act

Requiring railroad, canal, navigation and telegraph companies to make uniform reports to the Auditor General.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general of this commonwealth be and is hereby directed to make out, and cause to be printed, a blank form for the annual reports of the several railroad, canal, navigation, and telegraph corporations of this state, referred to in the second section of this act, and the said auditor general shall forward by mail or otherwise, on or before the first day of October in each year, to each of the said corporations, copies of the said form; and when the same shall have been received from the several aforesaid corporations, he shall cause the same to be filed in his office, copies of which shall be transmitted to the legislature on or before the fifteenth day of February in each year.

Auditor general to have printed, blank forms for reports of railroads, &c.

To forward copies to corporations.

When received, to file same and transmit copies to legislature.

SECTION 2. That it is hereby made the duty of each railroad, canal, navigation, and telegraph company, whose works or lines are in whole or in part within the limits of this state, to make out and return to the auditor general an annual report, within thirty days after the expiration of their financial year, according to a form to be prescribed by the said auditor general, embracing in detail the operations and affairs of the said corporations during the financial year, and such other information as the auditor general shall direct; said report to be attested by the oath or affirmation of the president, superintendent or sequestrator, and the treasurer of the company: *Provided*, That companies whose financial year end after December thirty-first, shall make approximate reports to December thirty-first, and forward the same on or before the thirty-first day of January.

Corporations required to make report within certain time.

SECTION 3. That every such railroad, canal, navigation, and telegraph corporation, which shall refuse or neglect to make such report as before provided, shall be liable to a penalty of five thousand dollars, to the use of the commonwealth, for every such refusal or neglect, to be sued for and recovered as debts of like amount are or may be by law recoverable.

Penalty for neglect to make report.

SECTION 4. That all acts or parts of acts of assembly inconsistent with the provisions of this act be and they are hereby repealed, saving, however, to the commonwealth the right to collect any penalty heretofore incurred.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W GEARY.

No. 41.

An Act

To authorize the Auditor General to print reports.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general is hereby authorized and required to have printed, annually, fifteen hundred copies of the report on finances, fifteen hundred copies of the report on railroads, canals and telegraph companies, and two hundred and fifty copies of the report on state banks and savings institutions, including the reports for the year one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 42.

A Further Supplement

To an act for the organization, discipline and regulation of the militia of the Commonwealth of Pennsylvania, approved May fourth, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the active militia of this commonwealth shall hereafter be styled the National Guard of Pennsylvania, and shall be subject, at all times, to the orders of their officers.

Militia, how
styled, &c.

Arrangement of
militia into di-
visions, bri-
gades, &c.

SECTION 2. The commander-in-chief may arrange the volunteer militia, when they exist in sufficient numbers and are conveniently located, into divisions, brigades, regiments, battalions and companies, and make such alterations as from time to time may be necessary; each division, brigade, regiment, battalion and company shall be designated by number

or letter, at the formation thereof, and a record thereof made in the office of the adjutant general.

SECTION 3. That the counties of Indiana, Jefferson, Clearfield and Cambria are hereby taken from the respective military divisions to which they are now attached, and together made to constitute the Twenty-first military division.

SECTION 4. That each and every person not exempt from military service under the law to which this is a supplement, and who is not now or shall not hereafter become a member of some military organization, shall pay to the collector of taxes, in the city, county, borough or township in which he shall reside, the sum of fifty cents annually; the payment of which sum shall exempt him from liability to perform military service, except under orders to prevent or repel invasion or to suppress insurrection, tumult or riots; and it shall be the duty of the collectors of taxes, in the several cities, counties, boroughs and townships in the commonwealth, to collect said sum, and to enforce the payment thereof in such manner and by such process as is now applicable by law to delinquent tax-payers, and pay the same to the several county treasurers, in the same manner as they now pay over other taxes; and they shall receive the same percentage as they receive for collecting the school tax in said cities, counties, boroughs and townships.

SECTION 5. The several county treasurers shall hold such military tax as a brigade or county military fund, and shall disburse the same in the manner designated by section ninety-nine (99) of the act to which this act is a supplement, and shall retain therefrom one per centum as fees therefor; and any act or acts providing for or authorizing the application or payment of this fund to or for any other purpose, are hereby repealed: *Provided*, That in any county in which there shall be no volunteer military organization, the money received into the brigade fund as aforesaid shall be paid by the county treasurer of said county, at the close of each year, to the school board of the several school districts in said county, in proportion to the number of taxable inhabitants in said district, to be used for school purposes.

SECTION 6. That the military board of each county shall consist of the three military officers highest in rank in said county; and said board shall pay to each person who shall be a member of an organization of the National Guard in said county, out of the brigade fund, after expenses of armory are deducted, a sum not exceeding twelve dollars per annum, to be paid to such members, one-half absolutely at the date of organization or election of the commissioned officers of said organization, but not until after he shall have furnished himself with the proper uniform, and the balance at the close of the first year, and thereafter semi-annually, in proportion to the number of times such member shall attend the regular drills and parades of his organization: *Provided however*, That no member shall be deprived of his proportion of pay for any absence from such drills and parades for which he shall be excused, according to the provisions of the ninety-sixth section of the act to which this act is a supplement; and said

Twenty-first military division, created.

Persons subject to military duty, to become members of organizations or pay tax.

Collectors to enforce payment, &c.

Percentage allowed collectors

Disbursement of military fund by county treasurers.

Disposition of fund in counties where no organizations exist.

Military boards of counties, of whom to consist.

To pay sums to members of organizations.

Proviso,

military board shall further exercise the duties described in section ninety-nine (99) of the same act to which this act is a supplement.

Exemptions from military duty, and from serving as jurors

SECTION 7. In addition to exemptions now allowed by law, any person who has uniformed or shall hereafter uniform himself, according to the provisions of any law of this commonwealth, and who shall have performed duty in any military organization of the militia of the state, for the space of five years, or who enlisted for one, two and three years, or for nine months in active service in the United States, and was honorably discharged, shall be exempt from further military service, except in case of war, invasion or insurrection, and from serving as a juror, if he so desires, during the period of such military service.

Terms of service of enlisted men.

SECTION 8. Every enlisted man shall serve for five years, unless disability after enlistment incapacitates him to perform such duty, or he is regularly discharged by the proper officer, or upon the recommendation of a regimental court martial; and the term of every commissioned officer shall be for the same period, unless his commission shall be otherwise lawfully determined and annulled.

Terms of commissioned officers.

Company commander to be the proper discharging officer.

SECTION 9. The proper discharging officer of non-commissioned officers and enlisted men shall be the company commander, whose certificate of discharge, if an independent organization, shall be good, sufficient and valid; but if not an independent organization, such certificate shall be approved by the commanding officer of the regiment, battalion or squadron to which such company is attached.

Courts of inquiry and courts martial, relative to.

SECTION 10. That section twelve of the act of April twenty-one, one thousand eight hundred and fifty-eight, relating to courts of inquiry and courts martial, be and the same is hereby re-enacted, except that the number of officers constituting such courts shall be as provided for in the army of the United States; and the courts martial for the trial of all officers, except general officers, shall be ordered by the division commander.

Military boards, appointment and duties of.

SECTION 11. That every division commander in the National Guard of Pennsylvania is hereby authorized to appoint a military board or commission, of not less than three nor more than five officers, whose duty it shall be to examine the capacity, qualification, propriety of conduct and efficiency of any commissioned officer in his division who may be reported to the board or commission, and upon the report of said board, if adverse to such officer, and if approved by the commander-in-chief, the commission of such officer shall be vacated: *Provided always*, That no officer shall be eligible to sit on such board whose rank or promotion would in any way be affected by its proceedings; and two members, at least, if practicable, shall be of equal rank with the officer examined; and if any officer shall refuse to report himself, when directed, before such board, the commander-in-chief may, upon the report of such refusal, declare his commission vacated.

Proviso.

Refusal of officers to report before board.

Disbanding companies, relative to.

SECTION 12. That every division commander may disband any company, when upon the report of the division inspector, such company shall not have at two successive semi-annual

inspections the minimum number of enlisted men, and shall report the same to the commander-in-chief, who shall thereupon discharge the officers of such company.

SECTION 13. In addition to the staff officers now allowed by law, there shall be appointed to each division an assistant adjutant general and a surgeon-in-chief, each with the rank of lieutenant colonel, a paymaster, a commissary, and such number of aids-de-camp as the commander-in-chief may see fit to commission, each with the rank of major; and to each brigade there shall be appointed an assistant adjutant general and a surgeon-in-chief, each with the rank of major, and one aid-de-camp, with the rank of captain; and the duties of the assistant adjutant general shall be the same as those prescribed for such officers in the United States army.

Additional staff officers to be appointed.

SECTION 14. That each commander of a company shall make out a full and complete report of the number of men in his company, the number of parades and encampments in which the company shall have participated, the amount received from the military board and the expenditures made, also the amount of ordnance and ordnance stores in possession of the company, and transmit the same to the adjutant general of the state, through regimental, brigade and division commanders of his division, on or before the first day of October in each year; and if there be no such regimental, brigade and division commanders in his county, he shall transmit said report on or before the first said day of October, direct to the adjutant general of the state, under a penalty of one hundred dollars for every failure to make such return, to be sued for and collected by the district attorney, in the name of the county, by due process of law, and paid over to the brigade fund of the county in which such company exists.

Company commanders to make out and transmit reports to the adjutant general.

Penalty for failure to make returns.

SECTION 15. If any county treasurer shall neglect or refuse to perform such duties as are required by this act, or the act to which this is a supplement, he shall forfeit and pay the like penalty imposed by the act of fourth May, one thousand eight hundred and sixty-four, on assessors, commissioners and clerks, for neglect of duty, to be sued for, collected and paid over by the district attorney, as provided in the preceding section, into the brigade fund of the proper county; the costs of any such prosecution, if not collected from the delinquent, shall be charged upon the military fund of the brigade.

Neglect or refusal of treasurers to perform duties required.

SECTION 16. If any district attorney shall neglect or refuse, on complaint made, to prosecute the treasurer, commissioners, assessors or clerks of any county who refuse or neglect to perform the duties enjoined upon them by this act, or the act to which this is a supplement, he shall forfeit and pay into the treasury of the commonwealth a penalty of five hundred dollars, to be collected by the attorney general, in the name of the commonwealth, by due process of law.

Neglect or refusal of district attorneys to prosecute treasurers, &c., for failure to perform duties.

SECTION 17. That in the city of Philadelphia the brigade fund and the brigade board, referred to in the act to which this is a supplement, shall mean the division fund and the

Brigade fund and board, Philadelphia city, to mean division fund and board.

division board, which division board shall consist of the division and brigade commanders; the division inspector shall be the recorder thereof; and it shall have full and entire control over the disbursements of the military fund, and shall audit, settle and adjust all claims upon it for expenses arising under the provisions of this and other supplements to the militia act of one thousand eight hundred and sixty-four, and order the payment of the the same, and it shall pay out of the military fund all the expenses incurred in collecting the commutation tax for military service in said city: *Provided*, That the funds shall be distributed among organizations in proportion to their strength, as shall be determined by the board.

SECTION 18. That the commutation tax created by the supplemental act of April first, one thousand eight hundred and sixty-seven, for the first division, shall be one dollar; and the payment thereof shall be enforced in such manner, and by such process, as is now applicable by law to delinquent taxpayers.

SECTION 19. The division board shall appoint a receiver, who may be a commissioned officer of the division, whose duty it shall be to perform all those acts now required by the fourth, fifth, sixth and seventh divisions of the second section of the act of the fourth May, one thousand eight hundred and sixty-four, to be performed by the city commissioners, who are hereby relieved of said duties, and who shall receive and collect the commutation tax above referred to, and who may be removed at any time by a majority of said board; he shall enter security in such manner and amount as the board shall direct, and render monthly to the division inspector an account of the commutation money received by him, as well as deposit the same daily in some bank, to be designated by the board, to the credit of the military fund of the first division; the said fund to be paid out upon the orders of the division paymaster; and that the city treasurer shall pay over all moneys in his hands, received for military tax at the time of the passage of this act, to the said receiver as soon as he shall be appointed, his commission and expenses being first deducted; and the receipt of the said receiver shall be a discharge to the said city treasurer.

SECTION 20. The division paymaster shall draw upon the military fund of the first division and pay all claims audited and adjusted by the division board, and before entering upon his duties may be required to enter such security as the board shall direct.

SECTION 21. The governor shall have power to appoint and commission one aid, with the rank of colonel, in each of the twenty military divisions of the state; also a veterinary surgeon for each battalion of cavalry; also an extra second lieutenant for each battalion of cavalry, to act as adjutant.

SECTION 22. The general provisions of this act are not intended to be so construed as to alter or affect special provisions heretofore made by law for the First division; but so much of the act of May fourth, one thousand eight hundred and sixty-

Division board,
of whom to con-
sist, &c.

Proviso.

Commutation
tax for first divi-
sion.

Division board
to appoint re-
ceiver.

Duties of re-
ceiver.

City treasurer to
pay to receiver
moneys re-
ceived for mili-
tary tax.

Division pay-
master to draw
upon fund and
pay claims.

May be required
to give security.

Governor may
appoint certain
officers.

Construction.

four, and its supplements, as is altered or supplied hereby, Repeal. or is inconsistent herewith, is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 43.

An Act

Supplementary to the several acts relative to the State Treasurer and to the Commissioners of the Sinking Fund.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter it shall be the duty of the state treasurer, before he enters upon the duties of his office, to give a bond, with ten or more sufficient sureties, to be approved by the governor, in the sum of five hundred thousand dollars, conditioned for the true and faithful performance of the trusts and duties performed by him; and the execution thereof being duly proven, the same shall be entered on record in the office of the secretary of the commonwealth, and copies of such obligation, duly authenticated under the seal of said office, shall be admitted as *prima facie* legal evidence of the fact, execution and contents of said bond, in any court of this commonwealth, in all cases in which the original bond would be evidence of the same matter.

State treasurer to give bond in sum of \$500,000.

To be recorded.

Copies to be evidence.

SECTION 2. From and after the first Monday of May, one thousand eight hundred and seventy, the salary of the state treasurer shall be five thousand dollars, in full of all services, including his salary as commissioner of the sinking fund, per annum, payable quarterly at the treasury of the commonwealth.

Salary of state treasurer.

SECTION 3. That it shall be the duty of the state treasurer to provide and keep in his office two separate books of account, to be known respectively as "the sinking fund ledger" and the "general revenue ledger," and he shall cause all moneys received from revenues, belonging to the sinking fund, to be credited, on the day of their receipt, to the commissioners of the sinking fund, in the said sinking fund ledger, and all moneys received from other sources to be credited, on the day of their receipt, in the said general revenue ledger, in the manner now practiced; and he shall cause balances to be struck, upon each of said ledgers, after business hours on the

Treasurer to keep "sinking fund ledger" and "general revenue ledger"

What to be entered in each.

To cause balances to be struck on certain days.

To deliver certificate to commissioners of sinking fund.

Duty of commissioners of sinking fund upon delivery of certificate.

Further duty of commissioners of sinking fund.

Treasurer to furnish two distinct statements in report to legislature.

Statements, what to show.

What to be annexed to report of commissioners of sinking fund.

Neglect of treasurer and commissioners to perform duties required, &c.

last business day of each month, and shall, upon the first succeeding business day thereafter, make and deliver to the commissioners of the sinking fund a certificate, under his hand and seal of office, showing the balance due to them upon the said sinking fund ledger for the then preceding month.

SECTION 4. It shall be the duty of the commissioners of the sinking fund, on the first business day of the months of March, April, May, September, October and November respectively, when the certificate named in the preceding section of this act shall be furnished to them, forthwith to use the money shown to be due to them thereby, in purchasing the interest bearing indebtedness of the state, at current market rates, provided the same does not exceed three per cent. above par, and they shall immediately cancel the said indebtedness, and charge the same to the sinking fund in the sinking fund ledger aforesaid, and file the cancelled evidences of indebtedness as vouchers for such payment; it shall also be the duty of the commissioners of the sinking fund, upon the delivery to them of the certificate named in the preceding section of this act, on the first business day of the months of January, February, June, July, August and December, to immediately deposit at the Farmers' and Mechanics' National Bank, in Philadelphia, to the credit of the state, the whole of the moneys shown by said certificates, respectively, to be due to the sinking fund, or such part thereof as in their opinion will be sufficient, with accruing balances, to pay the semi-annual interest then next maturing upon the debt of the state; and all of the moneys remaining thereof, after making such deposits, if any, shall be by them forthwith applied to the purchase of the interest bearing debt of the commonwealth, in the manner hereinbefore specified, and the evidences thereof shall in like manner be cancelled, charged to the state sinking fund, and the vouchers duly filed as aforesaid.

SECTION 5. The state treasurer shall annually, in his report on the finances, make out and furnish to the legislature two distinct statements of receipts and expenditures, one of which shall show in detail the aggregate monthly receipts from each source of revenue belonging to the sinking fund, and the other show in detail the aggregate monthly receipts from all other sources of revenue; the commissioners of the sinking fund shall annex to their annual report to the legislature, a perfect copy of the entries found in the sinking fund ledger for the then preceding year, together with a statement showing the amount of each monthly certificate of balance, the amount of indebtedness redeemed, with the respective dates of its redemption or purchase, the amount of interest paid, and the amount and date of maturity of the respective loans of the state.

SECTION 6. The neglect or refusal on the part of the state treasurer, or of any of the commissioners of the sinking fund, to perform the duties in this act enjoined upon them, or the withdrawal of any of the moneys deposited for payment of interest for any other purpose, shall be a misdemeanor in office, for which they, or either of them, may be impeached, and upon conviction thereof removed from office.

SECTION 7. That it shall be the duty of the commissioners of the sinking fund, during the month of July next, and in every month thereafter, when they shall have funds in the treasury belonging to the sinking fund, to receive sealed proposals for the redemption of any part of the loan of this commonwealth next becoming due; and on the first Tuesday of each month thereafter to meet and open such proposals, and award to the bidders all or such proportions of said bids, and at such rates as can be paid with advantage to the commonwealth, or as the condition of the treasury, present or prospective, may justify.

Commissioners of sinking fund to receive sealed proposals for redemption of loans.

To meet on certain days, open proposals, &c.

SECTION 8. That on the first day of August next, and on the first day of each month thereafter, the said commissioners shall furnish for publication, in one newspaper each in the cities of Philadelphia, Harrisburg and Pittsburg, a statement showing the balance in the state treasury, the amount of loan redeemed during the month, at what rates the same were redeemed, with such other information as they may deem proper for the information of the public.

Commissioners to furnish statements for publication.

SECTION 9. That a record of the proceedings of the said commissioners shall be kept, and all proposals shall remain on file, properly indorsed, in the office of the state treasurer; and included in the report now required to be made to the legislature by the said commissioners, they be required to report all offers made for the redemption of loans, whether the same were accepted or rejected by them.

Records of proceedings of commissioners to be kept, and proposals to be filed.

Commissioners to report all proposals made.

SECTION 10. That it shall be the duty of the state treasurer, on the first Monday of every month, to make a report to the auditor general, giving in detail the different sums which go to make up the grand total of the amount on that day in the state treasury, including the amount in the sinking fund, as well as moneys not belonging or applicable to that fund, and giving the amount deposited with each bank or other corporation, firm or individual, or in the vault, giving the name of such bank or other corporation, firm or individual; and when the funds aforesaid are not on call, if any in the vault or otherwise, giving the amount, kind and value of the securities held for such moneys not on call; which statement shall be made under oath or affirmation, and shall be recorded, in a book kept for that purpose, in the auditor general's office, and shall be open for the inspection of the governor, heads of departments, members of the legislature, or of any citizen of the state desiring to inspect the same: *And provided further*, Each bank, corporation or individual shall render an account also, corresponding to that of the state treasurer, on the first Monday of each month, giving the amount of state funds severally deposited during the month, and the amount of the deposits then with each bank, corporation or individual.

Treasurer to render monthly statements to auditor general.

Statements to be made under oath and recorded.

To be open for inspection.

Banks, &c., having state funds on deposit, to make monthly statements.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 44.

An Act

Making copies of certain British records and papers evidence in Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Copies of certain powers of attorney, certified by officers of British government, to be evidence.

That any document which shall be certified under the official seal of any office or department of the government of Great Britain, purporting to be or to contain a copy of a letter or power of attorney, belonging to or filed, or remaining in such office or department, from any person or persons who at its date resided in the United States, directing or authorizing the attorney or attorneys named, his or their substitute or substitutes, to receive payment of money from said government, or from, by or through some office or department thereof, shall be admissible *prima facie* evidence in any court of this commonwealth, or before any auditor, examiner, master or arbitrator, with the same effect as the original letter or power of attorney, if in evidence, would have: *Provided*, That an affidavit of an officer of the said government, or of an official assistant of such officer, to be made before a notary public and certified by his notarial seal. be appended to such document, setting forth that the original letter or power of attorney, of which that document is a true copy, is deposited and kept among the archives and records of the government of Great Britain, and is under the care and custody of (naming such officer, and designating him by the title of his office,) and that the removal of such original beyond the jurisdiction of Great Britain is not permitted by law or the usage of said office or department: *And also provided*, That a United States consul or vice consul at London certify, over his consulate seal, that (naming him) is such officer as represented in such affidavit, and in case the affidavit be made by an assistant, that (naming him) is such official assistant of such officer, that (naming him) is a notary public, duly authorized to administer oaths and affirmations, and that the names purporting to be the signatures of the affiant and notary public are their genuine handwriting respectively, and that the seals affixed to their several certificates are the proper seals of their respective offices.

Affidavit of officer made before and certified by notary public, to be annexed thereto.

United States consul at London to certify to official character of officers, &c.

SECTION 2. Any document which shall be certified under the official seal of any office or department of the government of Great Britain, purporting to be or to contain a copy of any receipt or receipts for, or other acknowledgment of money paid by the said government, or by or through some agent, office or department thereof, given by the party attorney or attorneys named in any power of attorney, or by a properly authorized substitute of such party, for any sum or sums of

Certified copies of receipts for moneys paid by British government, to be evidence.

money paid to such party attorney or to such substitute, by virtue of such power of attorney, and in case of substitution, containing a copy of the authority from such party attorney to such substitute, shall be competent *prima facie* evidence, before any tribunal aforesaid, of the payments and facts set forth and recited therein as against any of the parties constituent, or attorney or substitute, or any of their executors or administrators, or others interested under them: *Provided*, That such document be certified and proved by affidavit, in manner and substance as provided by this act for powers of attorney, but with differences appropriate to the subject matter. Proviso.

SECTION 3. In cases where some person or persons have or have been, or shall be authorized by letter or power of attorney to receive money from the government of Great Britain, or from some department or office or other agent thereof, any document, duly certified and proved by affidavit, to be appended thereto in manner and of substance as provided by this act for copies of such power of attorney, but with differences appropriate to the subject matter, purporting to be or to contain a copy of a report of some commission or other agent of the said government, awarding or adjudging money to be paid by said government, or some department or office or other agent thereof, to the person or persons executing such letter or power of attorney, or purporting to be or to contain a copy of a book entry of such report, or in cases where it shall appear that such report includes, in tabular form or otherwise, awards and adjudications to other persons, purporting to be or to contain a faithful extract from such report or book entry of so much thereof as relates to the awarding or adjudging of money to the person or persons executing such letter or power of attorney, shall also be admissible *prima facie* evidence, before any such tribunal aforesaid. Certified copies of certain reports, book entries, &c., to be evidence.

SECTION 4. The seal which shall be affixed to any of the aforesaid consular certificates shall be presumed, *prima facie*, to be the genuine consular seal, and shall be evidence that the person so certifying was, at the date of the certificate, an acting consul or vice consul as represented, that the signature is his genuine handwriting, and that the seal was affixed thereto by him. Seal affixed to consular certificates, to be presumed genuine, &c.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W GEARY

No. 45.

An Act

Relating to records in the Supreme Court for the Western district, and the right to collect, in certain cases, prothonotary's fees from counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That wherever the record of a case has been left remaining in the supreme court, in the Western district, for a period of three years after a final decision thereon, the prothonotary may remit the same, with certificate of the proceedings, to the court below, whence it arose, and shall be entitled to charge therefor to the county in which the court below is, the sum of three dollars in full of all fees due him in the case, to be paid to him by the county commissioners in the usual manner.

Prothonotary may remit certain records to courts below, and charge fees to counties.

Prothonotary to tax fees on certificates, and furnish list to district attorney, &c.
Duty of attorney.

SECTION 2. That the prothonotary, when so remitting the records, shall tax on the face of his certificates the full amount of the fees he would be entitled to receive from the parties, and shall furnish a list of the cases remitted to the district attorney, or the attorney of the county commissioners, whose duty it shall be to enter his appearance for the county, and to proceed forthwith, whenever practicable, by execution or otherwise, to collect for the use of the county, from the parties liable therefor, the full amount of the fees so taxed as aforesaid; and no person shall be allowed to avail himself in the court below of any such record, until the fees so taxed shall have been paid for the use aforesaid.

Records not available until fees are paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 46.

A Supplement

To an act regulating railroad companies, approved February nineteenth, one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any two or more railroad companies, incorporated by or under any law of this commonwealth, to jointly endorse or guarantee the bonds or other obligations of any other railroad company, for the payment of money, and such company or companies so endorsing, or guaranteeing, may take such securities and indemnity from the company whose bonds or obligations may thus be endorsed or guaranteed as aforesaid, as may be agreed upon by the several companies respectively, to and with each other, either jointly or separately; and it shall further be lawful for such companies, so endorsing or guaranteeing as aforesaid, to apportion and limit their liability as between themselves, or as between themselves and the company or companies whose bonds or obligations may be endorsed or guaranteed, as may be respectively agreed upon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 47.

An Act

Relating to management of the State Treasury and the Sinking Fund.

WHEREAS, The supreme court of the United States has recently made sundry decisions on the questions of interest and legal tender; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

State treasurer authorized to conform to decisions of the supreme court of the United States.

That the state treasurer, under the direction of the commissioners of the sinking fund, is hereby authorized, in his collections and payments, to conform to the decisions by said court, or such other decisions as may from time to time be made, anything in any act of assembly to the contrary notwithstanding.

Commissioners of sinking fund to purchase loans and certificates of indebtedness.

SECTION 2. That the commissioners of the sinking fund are hereby authorized and required, from time to time, with the surplus moneys on hand, to purchase for redemption such amounts of the state loans and certificates of indebtedness as the condition of the sinking fund will justify, at such rates as may be to the interest of the commonwealth, purchasing those loans which first fall due, as far as practicable; such evidences of indebtedness, when redeemed, shall be cancelled and destroyed by said commissioners, after a detailed record of the same shall have been entered on the books of the auditor general; and a report of all transactions under this section shall hereafter be included in the annual report of the commissioners to the legislature.

Cancellation of evidences of indebtedness.

Report of transactions.

Use of money in sinking fund for current expenses, relative to

SECTION 3. That hereafter whenever the receipts in the state treasury, exclusive of those in the sinking fund, by acts of assembly, and under the provisions of the constitution, shall not be sufficient to pay the current and ordinary expenses, it shall be lawful for the commissioners of the sinking fund to permit the state treasurer to use such amounts as may be required for said current and ordinary expenses, out of any moneys in said fund, except such as may have been derived from sources enumerated in the constitution of the state, and in the act approved April twenty-second, Anno Domini one thousand eight hundred and fifty-eight, entitled, "An Act to establish a sinking fund for the payment of the public debt."

Separate account of moneys received under certain tax, not required.

SECTION 4. That it shall no longer be required to keep separate accounts of the moneys received under the half mill tax, authorized by the sixth section of the act approved May sixteenth, one thousand eight hundred and sixty-one.

Repeal.

SECTION 5. That all acts and parts of acts inconsistent herewith, or supplied hereby, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 48.

A Supplement

To an act, entitled "An Act relating to railroad and canal companies," approved April eleventh, one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any canal or navigation company, incorporated by this commonwealth, to purchase and hold the stock and bonds, and to lease the road and property of, or become consolidated and merged with, any railroad company so incorporated, and for any such railroad company to purchase and hold the stock and bonds, and to lease the canal, navigation and property of, or become consolidated and merged with any such canal or navigation company, in the same manner as such purchases, leases, consolidation and merger are now allowed by law by and between railroad companies; and all the provisions of existing acts relative to such purchases, leases, consolidation and merger by and between railroad companies are, whenever applicable, hereby extended so as to embrace the purchases, leases, consolidation and merger hereby authorized.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 49.

An Act

To extend the time for paying certain enrolment taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time provided for in the second section of an act, entitled "An Act to revise, amend and consolidate existing

laws regulating enrolment tax," approved the first day of May, one thousand eight hundred and sixty-eight, be further extended for one year from the first day of May, Anno Domini (1870) one thousand eight hundred and seventy, and its provisions shall be extended to all acts which were passed prior to May first, one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 50.

An Act

Authorizing the city of Chester to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the mayor and council of the city of Chester are hereby authorized and empowered to borrow, on the credit of the said city, for municipal purposes, and to issue bonds, certificates, or other evidences of indebtedness therefor, as now provided by law, any sum or sums of money not exceeding forty thousand dollars, in addition to the amounts heretofore authorized by the several acts of assembly relating to the said city.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 51.

An Act

Authorizing the burgess and town council of the borough of Stroudsburg, Monroe county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Stroudsburg be and they are hereby authorized and empowered to borrow, on the credit of said borough, any sum or sums of money, not exceeding fifteen thousand dollars, and to issue bonds or certificates of indebtedness thereof, under the corporate seal of said borough of Stroudsburg, attested by the burgess and secretary, for the time being, in sums of not less than twenty-five dollars each, payable at the expiration of from six to twelve years, or any shorter period at the discretion of said burgess and town council, at a rate of interest not exceeding eight per centum per annum, which interest shall be payable, annually, to the holder or holders of such bond or bonds, certificate or certificates; and the said burgess and town council shall have authority, from time to time, and as often as the same may be necessary, to raise by taxation, in the manner pointed out by existing laws for that purpose, such sum or sums of money as will be necessary to pay off the principal and interest of said bond or bonds, certificate or certificates: *Provided*, That such money, when borrowed, shall be applied to the payment of the indebtedness which the said burgess and town council have incurred, or may incur, in repairing the damages caused to the streets of said borough by the freshet of October, one thousand eight hundred and sixty-nine, and also the indebtedness that has been incurred, or may be incurred, in the erection of such crib-work or embankments as may be deemed necessary to prevent a recurrence of the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of January, Anno Domin one thousand eight hundred and seventy.

JNO. W. GEARY

No. 52.

A Supplement

To an act authorizing the Governor to incorporate a company to build a toll bridge over the river Schuylkill, between the Black and White Horse taverns, in Amity township, Berks county, approved the third day of May, Anno Domini one thousand eight hundred and thirty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of section eleventh of said act as limits the president and managers, in making and declaring any dividend, to reserve such sum or proportion of the clear semi-annual income, not exceeding one per cent. on the capital stock, as they may think proper, to form a contingent fund for the purpose of repairing and re-building said bridge, in case of decay or injury, be and the same is hereby repealed; and in lieu thereof the president and managers shall have the power, in making and declaring any dividend, to reserve such sum or proportion of the clear income as they may think proper, to form a contingent fund for the purpose of repairing and re-building said bridge, in case of decay or injury; and that the amount already in the contingent fund be invested for the use of the corporation, unless the president and managers shall direct otherwise; and that a majority of the board of managers shall constitute a quorum for business.

SECTION 2. That no company shall be authorized or incorporated to build a toll bridge over the river Schuylkill at any point within two and three-fourths miles from said bridge, unless a railroad bridge, and used only for railroad purposes; and that no ferry boat or other floating thing shall be used by any person or persons for the purpose of avoiding payment of toll on said bridge, within said limits.

SECTION 3. That any person or persons using any flat or boat, or other floating thing, within two and three-fourths miles of said bridge, for public use, for pay or promise of pay, shall forfeit and pay the sum of five dollars for each and every time the same may be used, which sum may be recovered before any justice of the peace in this state; and in such suit the commonwealth of Pennsylvania, for the use of the school directors of Amity and Union townships, in Berks county, shall be plaintiffs, and the person or persons using the same shall be defendants; the money so recovered to go to the school directors of said Amity and Union townships.

SECTION 4. That any provision or provisions in the act to which this is a supplement, inconsistent with any of the sec-

Repeal of portion of act of incorporation.

Reservation of portion of income.

Investment of amount in contingent fund.

Quorum.

Erection of toll bridges within certain limits, prohibited.

Use of boats, prohibited.

Penalty for using boats within certain limits.

Repeal.

tions of this supplement, be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 53.

An Act

To authorize the authorities of Potter county to commit criminals to the common jail of Cameron county until the new jail now being erected in said county of Potter is finished.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, and until the jail now being erected in the county of Potter is finished and ready for the reception of prisoners, in all cases where it would be lawful for the sheriff, jailor or prison-keeper of the said county of Potter to hold in close custody the body of any person in the common jail of said county, (if such jail were at this time erected,) such person shall be delivered to and kept in close custody by the sheriff, jailor or prison-keeper of the county of Cameron, who, upon the delivery of such prisoners to him or them, at the common jail in the said county of Cameron, shall safely keep him, her or them, until they be discharged by due course of law, and shall also be answerable in like manner, and with the same penalties and pains as if the persons so delivered were liable to confinement in the common jail of said county of Cameron, and the parties aggrieved shall be entitled to the same remedies against them, or any of them, as if such prisoner had been committed to his or their custody by virtue of legal process issued by proper authority of the said county of Cameron.

Prisoners may be committed to jail of Cameron county.

SECTION 2. That the sheriff of Potter county shall be allowed ten cents per mile for every mile traveled in delivering such person or persons to the prison-keeper of said county of Cameron, to be his full compensation for such services; and the sheriff, jailor or prison-keeper of Cameron county shall receive all prisoners as aforesaid, and provide for them according to law, and shall be entitled to the fees for keeping them, and also for such allowance as is directed by law for

Compensation of sheriffs, &c., for transferring and keeping prisoners.

Judges may sentence prisoners to jail of Cameron county.

the maintenance of prisoners in similar cases, which allowance and fees shall be paid by the commissioners of the said county of Potter by orders drawn upon the treasurer of said county; and it shall be lawful for the judges of the criminal courts of Potter county to sentence prisoners convicted of crimes or misdemeanors to the common jail of Cameron county, until the completion of the jail in the county of Potter, in all cases where the courts would otherwise sentence such persons to the jail of the county of Potter.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 54.

An Act

To incorporate the Avondale Relief Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Elijah C. Wadhams, J. Fuller Reynolds, Thomas P. Macfarlane, Harrison H. Harvey, William L. Wilson, Ira Davenport, Draper Smith, Thomas J. Philips and Josiah W. Eno, of Plymouth; Hendrick B. Wright, of Wilkesbarre; John B. Smith, of Dunmore; and George Coray and Joseph H. Scranton, of Scranton, all of the county of Luzerne, and their successors, are hereby created into a body corporate, under the name and style of the Avondale Relief Association, with power to sue and be sued, to have a corporate seal, and to do and perform all the acts hereinafter named.

SECTION 2. The said corporation shall be represented by a board of thirteen trustees, and those herein named in the first section of this bill shall compose the said board; any vacancy therein shall be filled by those in the board, with the concurrence of the president judge of the court of common pleas of Luzerne county; and the court of common pleas of the said county, in the event of all the said trustees being removed, or the vacancy of all from other causes, shall be authorized to fill such vacancies on the application of any beneficiary of said trust.

SECTION 3. The said trustees, a majority of whom shall constitute a quorum, shall have power to make such officers

Corporators.

Name.

Trustees.

Vacancies.

Powers of trustees.

as they may deem proper, to remove any one of their number for sufficient cause, to make all necessary rules, regulations and by-laws for their government, as well as for the custody, management and distribution of the funds of the said association; they shall have the absolute control, management and division of all moneys now in their hands, or that may hereafter be placed there, for the aid and relief of the widows, orphans and other persons dependent upon the persons who lost their lives in the Avondale colliery, on the sixth day of September, one thousand eight hundred and sixty-nine; but the said funds shall not be appropriated for any other purpose, except for such necessary expenses as may be incident to the management of the said trust fund.

SECTION 4. The said trustees are hereby empowered to invest any part of the money now in their custody, or that may hereafter be contributed or accumulated, in such securities as they shall deem proper for the interests of the persons hereinbefore named; and all investments so heretofore made by the said trustees, is hereby ratified and confirmed, and the said trustees, or their successors, shall not be personally liable in the event of the loss of the said securities, or for their depreciation in value, or for the loss of any money or property from unavoidable cause; they shall receive no compensation for their services as trustees; they shall be sworn or affirmed to faithfully execute the duties of the said trust; they shall not use any of the moneys of the said fund, under pretence of loan or otherwise, unless for such services in the capacity of officers of the board as may from time to time be appropriated.

Investment of moneys.

Trustees not liable for losses.

To receive no compensation.
To be sworn.

Use of moneys.

SECTION 5. The said trustees having assumed, in the absence of legal authority, the reception, investment and division of money made by public contribution for the aid and relief of the persons hereinbefore named, all their acts so done are hereby legalized and made valid.

Acts of trustees, legalized.

SECTION 6. The trustees of the said association shall annually cause to be published, in at least one weekly paper of the county, for three successive weeks, a statement of the amount of moneys on hand, as well as expended, the amount and character of securities, the interest accumulated during the year, and such other information as they may deem proper and expedient.

Statement to be published annually.

SECTION 7. All property, real or personal, of the said association, and held in trust for the persons aforesaid, shall not be assessed with taxes for state, county or municipal purposes; and any taxes that may be by law imposed upon such securities, so held in trust, shall abate upon them while held by the said association for the purposes aforesaid; nor shall there be any enrolment or other tax charged upon this bill.

Property not subject to taxation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of January, Anno Domin one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 55.

An Act

Relating to notaries public in the borough of Bethlehem, Northampton county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty, entitled "A further supplement to an act, entitled 'An Act to enable the governor to appoint notaries public,' and for other purposes therein mentioned," as prohibits any person from holding any office or appointment of trust or profit under the constitution or laws of the United States, be and the same is hereby repealed, so far as the same relates to the borough of Bethlehem, Northampton county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 56.

A Further Supplement

To an act, entitled "An Act to incorporate the parties doing business at the Reading iron works, in Berks county, under the name, style and title of Seyfert, M'Manus and Company," approved April seventh, one thousand eight hundred and sixty-two, authorizing them to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said company may borrow money and create indebtedness in such way and manner as the board of directors may deem necessary for the prosecution and management of the business of the same, and issue the bonds and securities of said company therefor, in such form and manner, at such

rate of interest, and payable at such places as they may deem proper, and secure the payment of the same by mortgage of the estate, real and personal, and the franchises of said company, and may sell and dispose of said bonds and securities in such manner and at such prices as the said board may direct.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 57.

An Act

To authorize the Philadelphia and Darby Railroad Company to lease their road, property and franchises, and to sell their real estate to any railroad or railway company, and to enable such companies to enter into contracts respecting the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Philadelphia and Darby Railroad Company be and they are hereby authorized to lease their road and appurtenances, real and personal property, corporate rights and franchises, or either of them, in whole or in part, upon such terms and conditions as they may deem proper, to any railroad or railway company incorporated by and under the laws of this commonwealth, and to sell and convey in fee simple, or for any less estate, the whole or any portion of their real estate in the city of Philadelphia, either to such railroad or railway companies, or to any person or persons; and it shall and may be lawful for any such railroad or railway company, as aforesaid, to lease the same, and to purchase and hold and sell and convey in like manner the said real estate.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 58.

An Act

To authorize the commissioners of the county of Pike to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Pike be and they are hereby authorized and empowered to borrow, on the credit of the said county, such sums of money as they may deem advisable, not exceeding in all the sum of five thousand dollars, and at any rate of interest not exceeding seven per centum per annum, and to issue bonds for securing the payment of the same; and the money so borrowed shall be exempt from all taxation, except for state purposes, and shall be expended by said commissioners in discharging the present indebtedness of said county, and for repairing and re-building county bridges injured or destroyed by the late floods; and that the temporary loans of money heretofore made by said commissioners, on behalf of said county, be and the same are hereby legalized and made valid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 59.

An Act

To repeal an act, approved the twenty-fifth day of February, Anno Domini one thousand eight hundred and sixty-nine, entitled "A supplement to an act relating to landlords and tenants, relating to the borough of Easton, Northampton county, Pennsylvania."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act of assembly, approved the twenty-fifth day of February, Anno Domini one thousand eight hundred and sixty-nine, number two hundred and twenty-seven, entitled "A supplement to an act relating to landlords and tenants, approved the fourteenth day of December, Anno Domini one thousand eight hundred and sixty-three, relating to the borough of Easton, in the county of Northampton," be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 60.

A Supplement

To an act, entitled "An Act authorizing the reference of civil actions in the county of Bradford," approved the sixth day of April, Anno Domini one thousand eight hundred and sixty-nine, and extending the same to the counties of Susquehanna and Wyoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all actions referred under the act to which this is a supplement, subpœnas may be issued by the prothonotary or by the referee, at the option of the parties.

Issuing of subpœnas, relative to.

SECTION 2. That the prothonotary shall enter judgment upon the report of the referee, upon the filing of the same, without the payment of a jury fee of four dollars, and either party may file his exceptions to said report within ten days thereafter, but not after that time; and that every party may have an opportunity to take out a writ of error, or to enter an appeal to the supreme court; no execution shall issue upon any such judgment within three weeks from the day in which such judgment shall be entered.

Entry of judgment, &c., relative to.

SECTION 3. That the judgment to be entered upon the report of the referee shall be entered with costs in all cases in which a judgment of like amount entered upon a verdict of jury would carry costs.

In what cases judgment to be entered with costs.

SECTION 4. That this act, together with the provisions of the act to which this is a supplement, be and the same are

This and former act, extended.

hereby extended to the counties of Susquehanna and Wyoming.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 61.

Supplement

To an act to authorize the school directors of South Erie to borrow money and provide for the payment thereof, approved the fifteenth day of April, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the borough of South Erie, or their successors in office, are hereby authorized to borrow money to the amount of two thousand dollars, to be used for building purposes in said borough, at a rate of interest not exceeding seven per cent., payable semi-annually, and to issue bonds therefor; said bonds to be issued by the president and secretary of said board, with or without coupons attached, in such sums of not less than one hundred dollars each, and payable at such times, not exceeding fifteen years, as said board may deem proper; said bonds to be exempt from all taxation under the laws of this commonwealth; and that said school board, and their successors in office, are authorized to levy such additional tax annually, or whenever it may be required, to pay the interest of said bonds as it accrues, and the principal at maturity; and said bonds may be negotiated at less than par.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 62.

An Act

To authorize the Governor to appoint an additional notary public in the county of Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to those now authorized by law, the governor is hereby authorized to appoint a notary public for the county of Schuylkill, to reside and have his office in the borough of Shenandoah, in said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 63.

An Act

Supplementary to the act, entitled "An Act providing for the construction of a side-walk on the north side of Main street, in the North district of Wilkesbarre township, in Luzerne county, between North street and Kulp avenue," approved February tenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the North district of Wilkesbarre township, Luzerne county, are hereby authorized and required to prepare the ground and construct a side-walk on the northerly side of Main street, in the North district of Wilkesbarre township, from Kulp avenue to Walnut street; thence along the westerly side of said Walnut street to Franklin street; thence along and down the northerly side of Franklin street to the said Kulp avenue; thence along the easterly side of Kulp avenue to Main street; thence from the corner of Main and Maple streets, along the easterly side of Maple

street to River street; thence along the northerly side of River street to Courtright avenue; thence along the southerly side of River street to North street; said side-walk to be constructed, viewed and paid for agreeably to all the provisions and requirements of the act to which this is a supplement, and to be finished on or before the fifteenth day of July, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twentieth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 64.

An Act

To provide for the appointment of an additional notary public in the county of Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint and commission an additional notary public for the county of Clinton, to reside in the borough of Lock Haven.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 65.

An Act

To enable the school directors of Strasburg borough school district, in the county of Lancaster, to sell certain school houses and lots, and to borrow money for building a new union school house in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act it shall be lawful for the school directors of Strasburg borough school district, in the county of Lancaster, to sell certain school houses and lots now in their possession, and apply the proceeds of such sale towards the erection of a new union school house in said borough; and the said school directors are hereby empowered to borrow a sum of money to be used for the purpose of erecting said school house, not exceeding ten thousand dollars, at a rate of interest not exceeding six per centum per annum, and to issue bonds therefor, such bonds to be exempt from taxation under the laws of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 66.

A Supplement

To an act to incorporate the Fame Insurance Company, approved the fifteenth day of April, Anno Domini one thousand eight hundred and fifty-six, authorizing an increase of capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Fame Insurance Company be and the same is hereby authorized and empowered to increase its capital stock eight hundred thousand dollars, in shares of fifty dollars each, at such time or times, and payable in such manner as may be

Authorized to
increase capital
stock.

determined by the board of directors, or the by-laws of the said corporation.

Authorized to
increase par
value of shares.

SECTION 2. The said Fame Insurance Company is hereby authorized and empowered to increase the par value of its shares of capital stock, or of any increase thereof, to an amount not exceeding one hundred dollars each, at such time or times, and payable in such manner as the board of directors may determine, or as may be prescribed by the by-laws of the said corporation: *Provided*, That the whole amount of capital stock shall not hereby be increased to an amount exceeding one million dollars: *Provided*, That said corporation shall pay into the treasury of the commonwealth, on such increase, such bonus and taxes as are now or may hereafter be required by law.

Proviso

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 67.

A Supplement

To an act, entitled "An Act to change the time of holding the spring term of the courts in Perry county," approved the tenth day of April, A. D. eighteen hundred and sixty-nine, providing for the granting of licenses, and the terms of constables in the said county.

Preamble.

WHEREAS, By an act of assembly, approved the tenth day of April, A. D. eighteen hundred and sixty-nine, the spring term of the courts in the county of Perry was changed from the first Monday of April to the first Monday of May, the change to take effect in the year eighteen hundred and seventy:

And whereas, Many of the licenses granted to hotels, inns and eating houses, under the act of assembly at the April sessions of the said court, in eighteen hundred and sixty-nine, will expire one month before the session in May, eighteen hundred and seventy; and also the official terms of the constables, elected and appointed in the said county, will also expire in April, eighteen hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That in all cases wherein the said court have granted licenses

to keepers of hotels, inns, taverns or eating houses, within the said county, under the several acts of assembly in relation thereto, at the April sessions of the said court, in the year eighteen hundred and sixty-nine, and the parties, or any of them, to whom the same were so granted, shall be desirous of having the same renewed and continued at the May sessions, eighteen hundred and seventy, of which the filing of their petition, in the usual form, in the office of the clerk of the said court, on or before the second Monday of April, eighteen hundred and seventy, shall be the evidence, the said licenses, or any of them, shall be continued, and taken and deemed to be good and valid until the first Monday of May, eighteen hundred and seventy; and the said court shall then have the power to grant licenses to such persons, either for one year or to expire on the first Monday of January, eighteen hundred and seventy-one; and the persons so applying shall pay to the commonwealth for such licenses, if for one year, in addition to the usual sum, a proportional sum for the time intervening between the first Monday of April and the first Monday of May; and if the license is granted to expire on the first Monday of January, eighteen hundred and seventy-one, then for nine months only.

To renewal, &c., of licenses, relative to.

SECTION 2. That the terms of the constables of the several townships and boroughs in the said county, now in office, shall be continued and extended until the first Monday of May, eighteen hundred and seventy, when their successors, elected at the general election held in October, eighteen hundred and sixty-nine, shall be sworn in and appointed.

Terms of constables, extended.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W GEARY.

No. 68.

An Act

To repeal an act relative to the collection of taxes in Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to provide for the collection of taxes for the various boroughs, wards and townships of the county of Erie," approved the twenty-fourth day of

March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 69.

A Supplement

To an act granting certain powers to the burgess and town council of the borough of Oil City, Venango county, and modifying certain acts of assembly relative to their powers, approved twenty-fourth March, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all orders issued by the burgess and town council of the borough of Oil City, upon the treasurer thereof, since twenty-fourth March, one thousand eight hundred and sixty-eight, for less sums than five and for more than fifty dollars, are hereby legalized and rendered of as full force and virtue, and receivable for taxes, as if they had been issued in accordance with said act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 70.

A Further Supplement

To an act, entitled "An Act appropriating ground for public purposes in the city of Philadelphia," approved the twenty-sixth day of March, Anno Domini eighteen hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the court of quarter sessions of Philadelphia county to confirm the partial or special reports of park juries, and to order payment by the city of Philadelphia of the damages awarded to one or more owners of land, from time to time, although the jury shall not specify therein by whom the damages are to be paid, without prejudice to the right and power of the same or any other jury appointed by the court to subsequently make inquiry as to the advantages of opening said park to property adjoining or in the vicinity of the same, and by a subsequent partial or special report to determine what amount, if any, of said damages shall be paid by the city of Philadelphia, and what amount, if any, shall be paid by the property owners benefited, as now provided by law.

Court may confirm partial reports of park juries, &c.

SECTION 2. That the word "within," in section thirteen of the act of the fourteenth of April, Anno Domini one thousand eight hundred and sixty-eight, relating to Fairmount park, next after the words, "beyond or," be altered to "without."

Alteration of word in former act.

SECTION 3. That should any vacancy happen in any jury now appointed, or hereafter to be appointed, by death, resignation, removal or otherwise, it shall be lawful for the court to fill such vacancy from time to time, as it may happen, without prejudice to the validity of the proceedings: *Provided*, That every claimant shall have the opportunity of being fully heard by the whole jury, or a quorum thereof, after any such new appointment.

Court may fill vacancies in juries.

Proviso.

SECTION 4. That the board of park commissioners shall make their annual report to the councils of the city of Philadelphia, during the month of January, and not to the mayor of said city, as now provided by law.

Park commissioners to make report to councils.

SECTION 5. That the twenty-eighth section of the act, entitled "A supplement to an act, entitled 'An Act appropriating ground for public purposes in the city of Philadelphia, approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-seven,'" approved the fourteenth day of April, Anno Domini eighteen hundred and sixty-eight, shall be and the same is hereby repealed; and there shall be appointed by the commissioners of Fairmount park, a solicitor, whose duty it shall be, under their direction, to attend to the assessment of damages, and to such other business of a legal

Repeal of portion of a former act.

Commissioners to appoint a solicitor.

Compensation.

nature connected with the park as the said commissioners may require; he shall receive during the present year, and hereafter until otherwise ordered by councils, the same compensation as is now provided for the assistant solicitor named in the said twenty-eighth section.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 71.

A Supplement

To an act, entitled "A supplement to an act for the better management of Allegheny county prison," approved the first day of February, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

County commissioners and controller authorized to issue bonds.

That for the purpose of enabling the board of managers of the Allegheny county work-house to erect, complete and finish the buildings and improvements commenced and contemplated by them, under the provisions of the act to which this is a supplement, the commissioners and controller of Allegheny county are hereby authorized and directed to issue bonds, registered, based on the faith and credit of said county, to an amount not exceeding seventy-five thousand dollars, of denominations of one thousand, five hundred and one hundred dollars each, as may be desired, bearing seven per cent. interest, payable semi-annually, and redeemable at the end of ten years from April first, one thousand eight hundred and seventy; said bonds shall be delivered to the said board of managers of the Allegheny county work-house from time to time, in such sums as may be required; and it shall not be lawful for said board of managers to sell or dispose of these bonds at less than their par value, as expressed on the face of each and every bond; and the proceeds of these bonds shall be applied by said board of managers strictly and solely for the purpose contemplated in this act.

Commissioners and controller may continue special tax authorized by former act.

SECTION 2. For the payment of interest and ultimate liquidation of the bonds so issued, the commissioners and controller of said county are hereby authorized to continue the special tax of one mill on the assessed valuation of Allegheny county,

authorized under the fifteenth section of the act to which this is a supplement; out of the proceeds of said special tax shall first be paid the interest on the outstanding bonds issued by virtue of the fourteenth section of said act, to which this is a supplement, and the interest on the outstanding bonds issued by virtue of this act; the balance or residue of said proceeds shall then be applied to a sinking fund for the redemption and cancellation of the bonds issued under this act; and the act to which this one is a supplement shall apply and become part of this act.

SECTION 3. For the purpose of defraying the necessary expenses that will be incurred in keeping the prisoners and managing said work-house through the year one thousand eight hundred and seventy, the commissioners and controller of said county are hereby authorized to levy and appropriate for the said year one thousand eight hundred and seventy, a special tax of one mill on the assessed valuation of Allegheny county; the proceeds of this special tax shall be paid over to the said board of managers for the purposes mentioned in this section.

Special tax for present year, authorized.

SECTION 4. That it shall not be within the power or authority of any magistrate to release a prisoner from said work-house; and any precept issued by any magistrate for that purpose shall be null, void and of no effect.

Magistrates not to release prisoners from work-house.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of January, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 72

An Act

To exempt the Greenwood Cemetery Company of Philadelphia, in the Twenty-third ward, city of Philadelphia, from the payment of tax, and the lots sold therein from an attachment for debt, and to prevent the opening of streets through the same.

WHEREAS, The practice of burying the dead in the densely populated portions of cities is objectionable, and a due respect for the dead and a proper regard for the welfare of the living, demand that sepulture should be otherwise provided:

And whereas, The order of the Knights of Pythias, through some of their members, chartered as the Greenwood Cemetery Company, have purchased a tract of land for a cemetery in

Preamble.

the Twenty-third ward of the city of Philadelphia, and remote from the built up portions of said city :

And whereas, It seems reasonable and necessary that provision should be made for the permanent protection of the remains of those who have been committed to the earth; therefore,

Grounds ex-
empted from
payment of
taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the grounds of the Greenwood Cemetery Company, in the Twenty-third ward of the city of Philadelphia, and the improvements thereon erected, or to be erected, for the convenience and improvement of said cemetery, shall be hereafter forever exempt from the payment of taxes for city and county purposes.

Opening of
streets or roads,
relative to.

SECTION 2. That no streets or roads shall hereafter be opened through the grounds of the said company, excepting by and with the consent of said company.

Burial lots not
subject to levy,
&c.
Proviso.

SECTION 3. That the burial lots sold in said cemetery shall not be subject to levy and sale on execution or attachment for debt: *Provided always*, That the said exemption from levy and sale on execution, or attachment for debt, shall not extend to more than five lots held or owned by any person in his or her own right.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 73.

A Further Supplement

To an act extending the powers of the burgess and town council of the borough of Wilkesbarre, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

Taxes, how
levied.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from the passage of this act all taxes levied by the burgess and town council shall be levied upon the assessment made by the assessors selected at the annual election for officers of said borough, instead of levied upon the valuation assessed for county rates and levies: *Provided*, That in no one

Proviso.

year the tax for borough expenses shall exceed one-half cent on the dollar of such assessment.

SECTION 2. That hereafter the chief assessor and assistant assessors elected for the borough at large, shall, on or before the first day of May in each year, return to the secretary's office of said borough a correct assessment and valuation, in alphabetical form, and under a similar oath as is required of township assessors, of all property, offices, professions and persons in said borough made taxable by the laws of this commonwealth for borough purposes. Duties of assessors.

SECTION 3. The election of Charles B. Sutton, chief assessor, and H. B. Dennis and William Dickover, assistant assessors for said borough at large, at the election held second Tuesday of October, one thousand eight hundred and sixty-nine, is hereby ratified and confirmed; and said assessors are hereby required to perform the duties of assessors for borough purposes of said borough for the current year, one thousand eight hundred and seventy, in accordance with the second section of this act. Election of assessors, ratified.

To perform duties for current year.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 74.

An Act

Authorizing the directors of the Phoenix Insurance Company of Philadelphia to wind up and settle the affairs of the company, and distribute the assets among the stockholders.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That as soon as the holders, whether in their own right or in a representative capacity, of more than one-half of the stock of the Phoenix Insurance Company of Philadelphia, shall give their assent thereto, in writing, it shall be lawful for the directors of the said company to proceed, with all convenient speed, to close the business, to liquidate, settle and wind up all the concerns of the said company, and to convert the assets into money.

When directors may proceed to close business, &c.

SECTION 2. As soon as the assent aforesaid shall be given, it shall be the duty of the said directors to give public notice by advertisement.

Directors to give notice by advertisement.

Authorized to
divide assets
among stock-
holders.

Proviso.

Assent of stock-
holders may be
recorded.

No new risks to
be taken.

tice of that fact, by advertisement twice a week for four weeks, in two daily newspapers in the city of Philadelphia; and it shall be lawful for the said directors, at any time after three months from the first day of such advertisement, to divide the assets of said company ratably among the stockholders, in proportion to their several amounts of stock, by such dividends and at such periods as to them may seem best: *Provided however*, That all the ascertained debts of the company shall be paid before any such dividend of the capital stock shall be made, and that a fund, fully sufficient, shall be retained to meet all disputed claims and all outstanding risks insured by the company, which fund shall not be less than the aggregate amount of such claims and risks; and that any director consenting to any dividend of the capital stock, which shall reduce the reserved fund below this amount, shall be personally liable to any party that may sustain injury thereby.

SECTION 3. The assent, in writing, may be recorded in the office of the recorder of deeds for the city and county of Philadelphia, and a certified copy from that record shall be as good evidence as the original paper; no new risks shall be taken or insured by the company after the passage of this law, but the direction shall be kept up, according to the charter, until a final dividend shall be made, and then the charter shall be deemed and taken to be extinct.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 75.

An Act

To repeal an act to confer and enjoin upon the county commissioners of Mifflin county the duties of poor directors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the act, entitled "An Act to confer and enjoin upon the county commissioners of Mifflin county the duties of poor directors," approved the ninth day of March, Anno Domini one thousand eight hundred and fifty-eight, be and the same is hereby repealed.

Act of March 9,
1858, repealed.

SECTION 2. That from and after the passage of this act William Creighton, of Derry township, Alexander Morrison, of Brown township, and General John Ross, of M'Veytown, all of the county of Mifflin, shall exercise the powers and duties heretofore conferred and enjoined upon the directors of the poor for the county of Mifflin by the acts of assembly for that purpose made and provided, and they are hereby made the directors of the poor for the county of Mifflin.

Certain persons made directors of poor.

SECTION 3. That at the general election on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy, one person shall be elected as director of the poor for the county of Mifflin, to succeed William Creighton, whose term shall expire on the first Monday of November, Anno Domini one thousand eight hundred and seventy, said person so elected to serve from the first Monday of November, Anno Domini one thousand eight hundred and seventy, for three years; and one person on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy-one, to succeed Alexander Morrison, whose term shall expire on the first Monday of November, Anno Domini one thousand eight hundred and seventy-one, said person to serve for three years from the first Monday of November, Anno Domini one thousand eight hundred and seventy-one; and one person on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy-two, to succeed General John Ross, whose term shall expire on the first Monday of November, Anno Domini one thousand eight hundred and seventy-two, said person so elected to serve for three years from said first Monday of November, Anno Domini one thousand eight hundred and seventy-two; and annually thereafter one person on the second Tuesday of October in each year, to take the place of the director whose term of office shall expire on the first Monday of November then next ensuing.

Election of poor directors, relative to.

SECTION 4. That in case of the death, removal from the county or resignation, at any time, of any director of the poor of said county, the judges of the court of quarter sessions of the peace of said county shall appoint some suitable person to fill the vacancy or vacancies until the next general election, when a director or directors of the poor shall be elected to fill his or their unexpired terms.

Vacancies, how filled.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 76.

An Act

For the relief of John Hower, late collector of bounty tax for the township of Lewis, in the county of Union.

Preamble.

WHEREAS, In the year Anno Domini one thousand eight hundred sixty-four, John Hower was appointed collector of bounty tax for Lewis township, in the county of Union:

And whereas, Jacob Hilbish, one of the taxable inhabitants of said township, refused to pay his share of the bounty tax assessed against him, and a horse of his was levied and sold for the tax so assessed, which horse said Hilbish, at the public sale, had bought in for himself, and afterwards brought suit against said John Hower, the collector, and owing to a technical objection to the warrant on which said horse was seized, (it having been signed by two justices of the peace, instead of the president of the school board and countersigned by the secretary,) said collector was defeated and mulct into damages and costs:

And whereas, It is evident that John Hower, the collector, acted in good faith as a public officer, and that the said Jacob Hilbish, in justice, ought to have paid the bounty tax so assessed against him; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Township to refund damages and costs paid.

That the township of Lewis, in the said county of Union, be and is hereby required and directed to refund to said John Hower all damages and costs he paid in the suit of Jacob Hilbish against him, and also all costs incurred in said proceedings; and for the purpose of ascertaining the correct amount thereof, the auditors of said township shall convene, within three months after the passage of this act, and after giving notice by at least three written or printed notices, put up at public places in the township, and personal notice to said John Hower, and then and there audit and adjust the claims aforesaid; and if there is not funds in the treasury of the township to pay the same, then the school directors of said township are directed to assess and collect a tax sufficient to pay the same, to be levied and collected in manner heretofore directed by law in case of bounty tax.

Auditors to audit and adjust claims.

In what case tax to be assessed.

Right of appeal.

SECTION 2. That the same right for any party interested to appeal shall be allowed, as in other cases adjudicated by township auditors.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 77.

An Act

To increase the rate of taxation for borough purposes, in the borough of West Pittsburg, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of West Pittsburg, in the county of Allegheny, in lieu of all other borough taxes, are hereby authorized and empowered to levy and collect a tax, for borough purposes, on all property, persons or things now taxable for borough purposes, any sum not exceeding twelve mills on the dollar of assessed valuation; and also said burgess and town council are authorized to borrow money on the credit of said borough, and give the obligations of said borough therefor: *Provided however,* That no tax exceeding twelve mills for borough purposes shall be levied or collected in any one year.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 78.

An Act

To incorporate the Reading Driving Park Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Eli S. Fox, John Hoff, Peter Hoch, Isaac Althouse, Isaac Innis, William Behm, Levi Bertolette, Samuel Shilling, Israel S. Ritter, Simon Seyfert, George M. Lauman, Henry Hawman and Henry S. Eckert, their associates and successors, be and they are hereby created a body politic and corporate in law, by the name, style and title of the Reading Driving Park Association, and by that name shall sue and

Powers and privileges.	be sued, and shall generally possess the powers and privileges of a corporation, with power to purchase, hold, sell, transfer or lease real estate, in their corporate capacity, not exceeding one hundred acres, in any part of Berks county.
Capital stock.	SECTION 2. That the capital stock of said association shall be twelve thousand dollars, divided into eight hundred shares of fifteen dollars each, with the privilege of increasing the same to any amount not exceeding thirty thousand dollars.
Officers.	SECTION 3. The officers of the association shall consist of a president, thirteen directors, one of whom shall be the president, secretary and treasurer; the directors to elect the president, secretary and treasurer; the directors to be elected by ballot, at such time and place as shall be prescribed by the constitution or by-laws.
Election.	
Votes.	SECTION 4. That at all meetings or elections held by said association each share of stock shall have one vote.
Stock held in Berks county association, to be received as stock	SECTION 5. That the stock held in the Berks County Association, heretofore incorporated, shall be received and considered as legitimate stock in the association hereby chartered, at the rates prescribed in this act; and that any stock upon which installments are not paid up may be declared forfeited by the board of directors, under such regulations as may be prescribed by the constitution and by-laws.
Forfeiture of stock.	
Object.	SECTION 6. That the object of the association shall be to promote the improvement of the breed of horses, with the right to offer premiums for that purpose.
Constitution and by-laws.	SECTION 7. That the members of this association shall have the right, at the first or any subsequent meeting, to adopt and establish such constitution and by-laws for the government of the association as they may deem expedient: <i>Provided</i> , The same be not inconsistent with the constitution of the United States or the constitution and laws of this state.
May borrow money.	SECTION 8. That said association shall have power to borrow money not exceeding five thousand dollars, and issue bonds for the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 79.

A Further Supplement

To an act, entitled "An Act to incorporate the Mercantile Library Hall Company of the city of Pittsburg," approved the eighteenth day of March, one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Mercantile Library Hall Company of the city of Pittsburg is hereby authorized to borrow money to an amount not exceeding the sum of one hundred and fifty thousand dollars, and to pay interest therefor, not to exceed the rate of seven per centum per annum: *Provided*, That the said sum of one hundred and fifty thousand dollars shall be inclusive of the amount heretofore authorized; and that the bond and mortgage heretofore executed by said Mercantile Library Hall Company, bearing date of twenty-eighth June, one thousand eight hundred and sixty-nine, be and the same is hereby legalized and of full force and effect: *Provided*, That no bond shall be issued for a less amount than one hundred dollars.

Authorized to borrow money

Proviso.

Bond and mortgage heretofore executed, legalized.

SECTION 2. That the said Mercantile Library Hall Company may lease its grounds and buildings to the Young Men's Mercantile Library Association and Mechanics' Institute, on such terms and conditions as may be agreed upon between the respective corporations: *Provided*, That the rents and revenues which shall be received by the said Young Men's Mercantile Library and Mechanics' Institute, over and above the rent, taxes, interest, insurance and repairs, shall be paid to the Mercantile Library Hall Company, to re-imburse the same for the cost of said ground and buildings: *Provided further nevertheless*, That if the said Mercantile Library Hall Company shall agree thereto, the said surplus receipts and revenues, and the increase or dividends arising therefrom, may be appropriated to the purchase of stock in the Mercantile Library Hall Company.

May lease grounds and buildings.

Proviso.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 80.

An Act

To empower the court of quarter sessions of the peace of the county of Perry to appoint auditors to audit and settle the bounty accounts in the townships of Juniata and Tuscarora, in the said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of quarter sessions of the peace of the county of Perry be and it is hereby authorized and empowered, upon the petition of ten or more tax-payers of the townships of Juniata and Tuscarora, respectively, in the said county, to appoint three disinterested and competent persons as auditors, to examine, audit and adjust all the accounts of bounty taxes levied and collected, and moneys subscribed for bounty purposes in the aforesaid townships, respectively, with full power in either case to re-audit any former accounts heretofore audited by the township auditors, so as to ascertain and render certain the whole amount of money levied and collected and paid out and expended for bounty purposes in either township, together with the cost and expenses of the same.

Court authorized, upon petition of tax-payers, to appoint auditors.

Auditors to give notice of meeting.

May compel attendance of witnesses, &c.

Report of auditors.

Appeal.

Proviso.

Compensation.

SECTION 2. That the said auditors, when so appointed for each or either of the said townships, shall give public notice of the time and place of their meeting, by five or more handbills posted in the most public places in the proper township, for at least twenty days before the day fixed for their sitting, and shall have the same power and authority to compel the attendance before them of parties and witnesses and the production of books and papers, and to administer oaths and affirmations, as are by law given to county auditors.

SECTION 3. The report of the said auditors shall be filed in the said court of quarter sessions within ten days after the same shall be concluded, for the inspection of all parties interested; and it shall be lawful for the township authorities who levied the said taxes, or the officer or officers whose accounts have been audited, and who are dissatisfied with the report of the auditors, to appeal from the said settlement to the court of common pleas of the said county within thirty days thereafter; whereupon the said court shall direct an issue to try the disputed facts, if necessary; and the party in any case appealing is hereby required, in his or their said appeal, to set out distinctly the specific errors alleged and complained of: *Provided*, That no appeal shall be valid unless the appellant or appellants shall enter into recognizance as is now required in cases of appeal from reports of township auditors.

SECTION 4. That the said auditors shall respectively be entitled to charge and receive the sum of two dollars per day for each and every day employed by them in the duties of

their appointment, to be paid out of the taxes levied for bounty purposes in the said townships respectively, or should there be no surplus of such taxes in the treasury, then out of the road taxes of said township or townships.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 81.

An Act

Extending the mechanics' lien law to pavements and curb-stones in the county of Perry.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lien given by the act of the sixteenth of June, A. D. one thousand eight hundred and thirty-six, entitled "An Act relating to the lien of mechanics and others upon buildings," is hereby declared to extend to persons furnishing paving materials and curb-stones for the pavements of any building within the county of Perry.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 82.

A Supplement

To an act, entitled "An Act to provide for the erection of a house for the employment and support of the poor in the county of Lebanon," approved the sixteenth day of March, Anno Domini one thousand eight hundred and thirty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section ten of said act, which fixes the compensation to be received by the directors of the said house of employment for the county of Lebanon, shall be and is hereby so altered that each of said directors shall be allowed for his services the sum of one hundred dollars instead of thirty dollars, as now allowed by law.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight and seventy.

JNO. W. GEARY.

No. 83.

An Act

To repeal an act in relation to the appointment of collectors of state and county taxes, so far as the same relates to Wyoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act in relation to the appointment of collectors of state and county taxes," approved February first, Anno Domini one thousand eight hundred and fifty-six, so far as the same relates to Wyoming county, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 84.

An Act

To authorize the commissioners of Schuylkill county to receive a certain return of unseated taxes for the township of Ryan, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Schuylkill be and are hereby authorized, empowered and required to receive the return of unpaid taxes on unseated lands of Adam Haas, collector of road and school taxes of the township of Ryan, in said county, for the year one thousand eight hundred and sixty-eight, within sixty days from the passage of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 85.

An Act

Authorizing the State Treasurer to refund collateral tax erroneously paid by William Quail, administrator of the estate of James Quail, late of Washington county, deceased.

WHEREAS, William Quail, administrator of the estate of James Quail, late of Washington county, deceased, not anticipating that the debts and expenses of said estate would be in excess of the collateral appraisement of the same, did, on the thirtieth day of April, one thousand eight hundred and sixty-eight, pay over to the register of wills, et cetera, of Washington county, the sum of three hundred dollars, as collateral tax upon said estate, when, as it afterwards appeared by the account of the administrator, confirmed by the orphans' court, that the debts and expenses were three thousand one hundred and eighty-six dollars and thirty-five cents more than the appraised value of the same, and thus showing

that there was no collateral tax due to the commonwealth; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and directed to refund to William Quail, administrator of the estate of James Quail, late of Washington county, deceased, the sum of three hundred dollars, erroneously paid by him as collateral tax upon said estate: *Provided however,* That before said money is paid by the state treasurer the said William Quail shall produce satisfactory evidence to the auditor general that said sum was erroneously paid, and that no collateral inheritance tax was due the commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 86.

An Act

To legalize the return of the supervisors of Bloss township, Tioga county, for the year one thousand eight hundred and sixty-eight, in relation to taxes on unseated lands.

WHEREAS, By the act of general assembly in such cases made and provided, the supervisors of the several townships in the commonwealth are required to return to the commissioners of the several counties the amount of taxes due upon unseated lands, on or before the first day of February of the year in which said returns are made:

And whereas, The supervisors of the township of Bloss, in the county of Tioga, failed to make said return until after the first day of February, Anno Domini one thousand eight hundred and sixty-nine; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the return of the supervisors of the township of Bloss, in the county of Tioga, of the taxes due upon unseated lands in said township, for the year one thousand eight hundred and sixty-eight, be and the same is hereby legalized and made valid, to all intents and purposes, the same and as fully as

though such return had been made on or before the first day of February, Anno Domini one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 87.

A Supplement

To an act, entitled "An Act to authorize the school directors of the township of Banks, in the county of Carbon, to borrow money," approved the fifth day of February, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the township of Banks, in the county of Carbon, be and they are hereby authorized to borrow any amount of money not exceeding four thousand dollars, in addition to and in excess of the amount authorized to be borrowed by the act to which this is a supplement, payable at any time not exceeding ten years from the passage of this supplement, and to issue bonds therefor, at a rate of interest not exceeding eight per centum per annum, signed by the president and secretary of the said board of school directors, or by a majority of the directors of said school board, for the purpose of liquidating indebtedness already incurred in the erection of suitable school buildings in said township, and for the purpose of carrying on the schools and paying teachers in said township; and the said bonds so issued as aforesaid shall be exempt from taxation, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 88.

A Further Supplement

To an act to incorporate the Monongahela Valley Railroad Company, approved the eighth day of April, one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name of the Monongahela Valley Railroad Company, created by act of assembly, approved the eighth day of April, one thousand eight hundred and sixty-seven, shall hereafter be the Pittsburgh, Virginia and Charleston Railway Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 89.

An Act

To amend the charter of the United States Iron Armor and Steel Manufacturing Company of Chester, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the United States Iron Armor and Steel Manufacturing Company, and its present and future stockholders, shall have all the rights, privileges and powers conferred upon the Glickhicon Iron and Steel Company by the act of April twelve, one thousand eight hundred and sixty-nine, incorporating the same, and shall be subject to the penalties, restrictions and liabilities imposed by the said act, as fully and exclusively as if originally incorporated under the said act; and the act to which this is a supplement, as far as it is hereby supplied or is conflicting herewith, is hereby repealed.

To have certain rights, privileges and powers.

Name changed.

SECTION 2. That the name of the said United States Iron Armor and Steel Manufacturing Company be and the same

is hereby changed to the American Iron Bridge Manufacturing Company of Chester, Pennsylvania.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 90.

A Supplement

To the act approved March twentieth, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act to incorporate the town of Rochester, in the county of Beaver, into a borough."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Rochester, in the county of Beaver, is hereby authorized and empowered to grant the use and occupancy of a portion of Commerce street, for the purpose of laying a side track for a railroad, upon such terms as may be deemed necessary to guard the interests of the citizens of said borough.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 91.

A Supplement

To the act, entitled "An Act to amend the charter of incorporation of the Decatur Building Association of Frankford," approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of incorporation of the Decatur Building Association of Frankford be and the same is hereby altered and amended, so that hereafter the said corporation shall have full power and authority to issue certificates for shares of stock in the said corporation, in the manner provided by its charter, to the number of ten thousand of such shares, of the nominal value of two hundred dollars each: *Provided however,* That the total number of such shares which may be issued and outstanding at any one time, shall never exceed ten thousand; and so much of all acts of assembly as are inconsistent herewith, is hereby repealed, in so far only, however, as respects the said the Decatur Building Association of Frankford.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 92.

A Further Supplement

To the act incorporating the Lewisburg, Centre and Spruce Creek Railroad Company, approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-three, confirmatory of election of president and directors, proceedings of the board, reducing the number of directors, changing time of annual election, and regulating the distance from Lewisburg to the intersection with the Philadelphia and Erie railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the election of officers and all proceedings of the board had since the organization of the company, are hereby confirmed and made valid to all intents and purposes.

Election of officers, &c., confirmed.

SECTION 2. That hereafter the number of directors shall be seven instead of twelve; and that the annual election shall take place on the second Tuesday of June, instead of second Monday.

Number of directors.

Annual election

SECTION 3. That that part of the railroad now completed from Lewisburg, in Union county, to the intersection with the Philadelphia and Erie railroad, in Northumberland county, including the bridge, shall be counted as not exceeding five miles, and that charges for freight and passengers may be made accordingly.

Distance from Lewisburg to intersection with Philadelphia and Erie railroad, regulated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 93.

An Act

To authorize the Foster Coal and Iron Company to sell and transfer its property and franchises to the Westmoreland Coal Company, and to empower the Westmoreland Coal Company to purchase and hold the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Foster Coal and Iron Company be and they are hereby authorized, upon receiving a surrender of all their outstanding capital stock, to grant, bargain, sell, transfer and set over unto to the Westmoreland Coal Company, its successor and assigns, all their property, real and personal, and corporate rights and franchises, and the Westmoreland Coal Company are hereby empowered to purchase and hold the same: *Provided,* That nothing herein contained shall impair or interfere with any existing lien upon said property, or any portion thereof; and the said Westmoreland Coal Company shall by covenant in the deed or writing conveying said property to them, assume and bind themselves to pay the debts and liabilities of the said Foster Coal and Iron Company.

Sale of property authorized.

Proviso.

SECTION 2. On the execution and delivery of said deed and transfer, a copy thereof, certified under the respective cor-

Copy of deed to
be filed in office
of secretary of
commonwealth.

porate seals of the said corporations, duly signed and attested, shall be filed in the office of the secretary of state of this commonwealth; and thereupon the said Foster Coal and Iron Company shall be dissolved, and their property, real and personal, corporate rights and franchises, become vested in the said Westmoreland Coal Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 94.

An Act

To extend the charter of the Central Transportation Company, to empower them to lease their property and increase their capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Central Transportation Company, incorporated under the act of assembly, entitled "An Act to encourage manufacturing operations in this commonwealth," approved April seventh, one thousand eight hundred and forty-nine, and the supplements thereto, be and the same is hereby extended for ninety-nine years from the expiration of its present charter; and said company are hereby empowered to enter into contracts with corporations of this or any other state for the leasing or hiring and transfer to them, or any or them, of their railway cars and other personal property; and shall have power to increase their present capital stock two hundred thousand dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 95.

An Act

To extend the charter of the Southern Transportation Company, and to empower them to lease their property.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Southern Transportation Company, incorporated under the act of assembly, entitled "An Act to encourage manufacturing operations in the commonwealth," approved April seventh, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto, be and the same are hereby extended for ninety-nine years from the expiration of its present charter; and they are hereby empowered to enter into contracts with corporations of this or any other state for leasing, hiring and transfer to them, or any of them, of their railway cars and other personal property.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 96.

An Act

To incorporate the Franklin Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob E. Limerman, Peter Wychoff, James W. Wilson, John Holben, Nelson Weiser, Peter Hendricks, Edwin Zimmerman, Daniel H. Miller, and their successors, be and they are hereby made and created a corporation and body politic, by the name and style of the Franklin Savings Bank, and by that name shall by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer

Corporators.

Name.

Powers and
privileges.

	and defend in the courts of law or equity, or in any other place whatever, and to make, have and use a common seal, and the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and promote the object and design of this act of incorporation, to be located in the county of Lehigh: <i>Provided</i> , That a misnomer of the said corporation in any instrument shall not vitiate the same, if the intent can be clearly ascertained; and further, that nothing in this act contained shall be so construed as to exempt the same from the operation of the laws of this commonwealth prohibiting the issue of bank notes or engagements of credit in the nature thereof.
Misnomer.	
Construction.	
Business.	SECTION 2. That the business of the said corporation shall be to receive on deposit, from time to time, such sums of money, not less than ten cents, as may be offered by tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in stocks or bonds of any city authorized to be issued by any act of this commonwealth, or in any stocks, or in bonds and mortgages and other approved and valid securities; the said corporation shall receive all sums of current money offered as aforesaid, and shall invest the same in the manner aforesaid, as soon as practicable; they shall allow to the depositors interest on the deposits, to be regulated by the trustees as hereinafter provided; and they shall pay the amounts deposited with the interest thereon, or any part thereof, not less than ten cents, to the depositors at the place of business of the said corporation, at any time during business hours, on demand: <i>Provided however</i> , That not more than twenty-five dollars shall be required to be paid to any one depositor upon any one day, unless a written notice of the sum intended to be demanded shall have been given at least ten judicial days before the time when such payment is desired to be made.
Interest to depositors.	
Payment of deposits.	
Notice where amount exceeds \$25.	
Limitation as to real estate.	SECTION 3. That the real estate which it shall be lawful for said corporation to hold shall be only such as is requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase, at a judicial sale, or otherwise, to secure debts due to them.
Election of trustees.	SECTION 4. That the persons named in the first section of this act, or any five of them, shall elect by ballot persons, either from those named in this act or others, to be first trustees of the said corporation; no person to be considered elected unless he shall have received the affirmative vote of at least five of the said corporators; that vacancies by death, resignation or otherwise shall be filled by the board of trustees, as soon as practicable, by the affirmative vote of at least five of their number at any election held by ballot; that the said trustees shall elect, from among themselves, a president and vice president, and shall appoint such other officers as they may deem necessary; that five of the said trustees shall form a quorum; and that the affirmative vote of at least five shall be requisite to authorize the sale or transfer for securities or the appointment of any officer receiving compensation;
Vacancies.	
Officers.	
Quorum.	
Sale of securities, &c.	

that the president and vice president, or any trustees, or any officer or servant of the said corporation, shall not, directly or indirectly, borrow the funds of the said corporation, nor any part thereof, nor use the same, nor any part thereof, in any other manner than that hereinbefore provided, except for the payment of the necessary expenses under the direction of the board of trustees; that the said trustees shall meet regularly, at least once a month, and that any trustee omitting to attend the said regular meeting for six successive months, may, by a vote of the board, be declared to have vacated his office; that the said trustees shall have power to enact by-laws.

Prohibition.

Meetings of trustees.

By-laws.

SECTION 5. That the trustees shall regulate the rate of interest upon the deposits, and publish the same annually; that interest shall not be allowed to any depositor until his deposit amounts to two dollars, the interest to be calculated by calendar months; that deposits made by minors or married women may be re-paid to them, and their receipts shall discharge the said corporation from any further claims for the sum so re-paid.

Trustees to regulate rate of interest.

Deposits by minors or married women.

SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in first section, and such others as may become members of the institution previous to the granting letters of incorporation, to raise and form a capital of not less than ten thousand nor more than fifty thousand dollars, with liberty to increase to one hundred and fifty thousand dollars, in shares of twenty dollars each, which capital shall at all times be liable to the depositors to the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the institution, in such manner as may be designated by the by-laws of the said institution.

Capital to be raised for security of depositors.

Shares transferable.

SECTION 7. That it shall be the duty of the trustees, in the month of January in each year, to report to the legislature the aggregate amount of deposits on hand, with the interest which has accrued thereon; and as often as they may deem proper, make and declare a dividend of the interest and profits of said corporation, after paying its expenses and reserving a fund for contingencies, and the same pay over to the shareholders or their legal representatives within ten days thereafter, and to make a full exhibit of the affairs of said institution, according to the acts of the assembly in such case made and provided.

Trustees to report to legislature.

Dividends.

Exhibit of affairs.

SECTION 8. That the officers and agents of said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate, the expenses of searches, examinations and certificates, and recording papers, shall be paid by the borrower; that at all times the books of the corporation, during business hours, shall be open for the examination and inspection of such person or persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to the supervision and control of the court of common pleas of the county of Lehigh and the supreme court of Pennsylvania, according to the provisions of

Officers and agents to give security.

Expenses of searches, &c., how paid.

Books to be open for inspection.

Subject to.

the constitution of this commonwealth and the several acts of assembly conferring equity jurisdiction upon the said courts.

Trustees to give bond.

SECTION 9. That each and every person, upon entering upon the discharge of the duties of trustee, in pursuance of this act, shall be required to issue a bond to the commonwealth of Pennsylvania, in such amount as the court of common pleas of Lehigh county may fix, to be filed with the prothonotary of said court, and conditioned for the faithful keeping and appropriation of all such sums of money as shall be placed in charge of said Franklin Savings Bank, whether as deposits or shares of stock: *Provided*, That said court of common pleas may at any time require the amount executed of said bond to be enlarged.

Proviso.

Charter.

SECTION 10. That this charter shall continue in force for a period of twenty years; but the legislature reserves the right to repeal, alter or amend the same when they shall deem it necessary for the public good: *Provided however*, That no injustice be done to the corporators: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Reservation.

Proviso.

Bonus and taxes

Personal liability of stockholders.

SECTION 11. That the stockholders shall be personally liable to the depositors in double amount the capital stock of this bank.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 97.

An Act

Providing for the election of a constable for each of the two election districts in Plymouth township, in Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the qualified voters of each of the two election districts of the township of Plymouth, in Luzerne county, created by an act to divide the township of Plymouth into two election districts, approved March the second, Anno Domini one thousand eight hundred and sixty-seven, shall, at every an-

nual township election hereafter, elect one person to serve and act as constable of said election district, under and in conformity with the election laws of this commonwealth for the election of constables.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 98.

An Act

In relation to Washington street, in the borough of Wilkesbarre.

WHEREAS, It is proposed by the residents on Washington street, in the borough of Wilkesbarre, to lay down Nicholson pavement on said street; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That no act of the general assembly of this commonwealth, creating or incorporating any railroad company, shall be construed to authorize the building or laying down of any rails, railway or railroad on said Washington street, north of South street; and no railroad shall be allowed on said Washington street, north of said South street, with or without the consent of the town council of said borough.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 99.

An Act

To provide that justices of the peace may hold office of notary public in Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act to enable the governor to appoint notaries public, and for other purposes therein mentioned," approved the fourteenth day of April, one thousand eight hundred and forty, as renders, or has been construed to render, justices of the peace ineligible to the office of notary public, be and the same is hereby repealed, as far as relates to Armstrong county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 100.

An Act

Authorizing the removal of the dead, and empowering the trustees of the German Reformed congregation at Rimersburg to sell part of the grave yard belonging to said congregation.

Preamble.

WHEREAS, The lot of ground in the borough of Rimersburg, Clarion county, Pennsylvania, bounded on the north by a street in said borough called East Buck street, on the east by lands of Daniel Stopp, Esquire, on the south by lands of Colonel Levi G. Sloan, and on the west by the Lawson-haur road, containing one acre, more or less, heretofore used by the German Reformed congregation of Rimersburg as a burying ground, being located in said borough, is no longer suitable for such purposes, and it is the desire of a large majority of said congregation that a part of the same be sold and the proceeds applied to the use of said congregation :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the trustees of the Reformed congregation of the borough of Rimersburg be and the same are hereby authorized to disinter and remove the dead bodies, in a part of said burying ground, and to cause the same to be properly and carefully buried in the remaining part of said lot.

Removal of
dead authorized

SECTION 2. That before any bodies shall be removed, as provided in the preceding section, the said trustees shall, if possible, give at least thirty days' notice previously, to the friends of the deceased, of their intention to remove their bodies; and the expenses of such removals and re-interments, made under the direction of the trustees, shall be paid by said congregation.

Notice to be
given.

Expenses of re-
movals, how
paid.

SECTION 3. That the trustees of the Reformed congregation of Rimersburg be and the same are hereby authorized and empowered to sell and convey, in fee simple, the one-half of the aforesaid burying ground in the borough of Rimersburg, and to deliver to the purchaser or purchasers the necessary deed therefor, to be attested by the trustees of said congregation.

Sale of portion
of burial ground
authorized.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 101.

An Act

To repeal a portion of an act, entitled "An Act to provide for the election of road commissioners and treasurers, and the collection of road taxes in the townships of Kingston, Exeter and Franklin, in the county of Luzerne," approved the eleventh day of April, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of said act of April eleventh, one thousand eight hundred and sixty-eight, as refers to the said township of Exeter, regarding the election of road commissioners and

treasurers, and the collection of road taxes, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 102.

An Act

Relative to taxing of dogs in the township of Caln, in the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, approved the fourteenth day of April, Anno Domini one thousand eight hundred and forty-six, laying a tax on dogs in the borough of West Chester, and certain townships in the county of Chester, be extended to embrace the township of Caln, in said county; and that all laws, or parts of laws, inconsistent with the provisions of said act, approved April fourteenth, Anno Domini one thousand eight hundred and forty-six, be and the same are hereby repealed, so far as the same relate to the said township of Caln.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 103.

An Act

To provide for the paying of coroner's juries in Washington, Erie, Beaver, Carbon, Mercer and Venango counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act persons serving on a coroner's jury, in the counties of Washington, Erie, Beaver, Carbon, Mercer and Venango, shall receive one dollar for each and every day necessarily employed on an inquest, to be paid by the treasurer of said counties as other jurors are now paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 104.

An Act

To repeal an act to prevent swine from running at large in the township of Blair, in the county of Blair, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to prevent swine from running at large in the township of Blair and county of Blair," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 105.

A Supplement

To an act, entitled "An Act to authorize the school directors of the borough of Wrightsville, in the county of York, to purchase ground and erect such school house or houses as may be necessary to accommodate the growing wants of said school district," approved April fifteenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Wrightsville, in the county of York, are hereby authorized to borrow any sum or sums of money, not exceeding six thousand dollars, in addition to the amount authorized by the act to which this is a supplement, and to issue bonds therefor, bearing interest not over six per centum per annum, and no bond to be of less amount than one hundred dollars; the money so raised to be used for the purposes indicated in the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 106.

An Act

To legalize bonds issued by the school directors of Muncy Creek township, in the county of Lycoming, for bounty purposes, and to authorize the assessment and collection of a tax to pay the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the bonds issued by the school directors of Muncy Creek township, in the county of Lycoming, for bounty purposes, be and the same are hereby legalized and made valid.

Bonds legalized

SECTION 2. That the school directors of said district are hereby authorized and empowered to levy and assess, upon all property made taxable for county purposes, such sum or sums as may be necessary to pay the said bonds so issued by the said school board, and interest due thereon, and to enforce the collection of such tax as all other taxes are now by law collected.

Assessment and
collection of tax
authorized.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 107.

An Act

To increase the compensation of the county commissioners of the county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Monroe county shall, hereafter, and from the first day of January, one thousand eight hundred and seventy, respectively receive, out of the treasury of the said county, the sum of two dollars and fifty cents for each day they shall actually and necessarily attend to the duties of their respective offices; and all laws inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 108.

An Act

To prevent the hunting of deer with dogs in the county of Forest.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be unlawful for any person or persons to chase, hunt or run deer with dog or dogs in the county of Forest; and any person or persons who shall violate the provisions of this act shall be subject to a fine of thirty dollars, one-half to the use of the informer, and one-half to be paid to the treasurer of the school fund in the township where said offence may be committed, to be recovered as debts of like amount are now by law recoverable; and the informer shall be a competent witness in the action for the penalty, notwithstanding his interest therein.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 109.

An Act

To change the number and mode of election of supervisors of highways in the township of Pocopson, in Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the electors of the township of Pocopson, in Chester county, shall, on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy, at the usual place of holding the general election in said township, elect two qualified citizens of said township to serve as supervisors of highways, one for one year, and one for two years; and on each succeeding second Tuesday of October thereafter, shall elect one supervisor to serve two years; and that all laws

and parts of laws inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 110.

An Act

Supplementary to an act to provide for the collection of arrears of bounty due to volunteers from the township of Mehoopany, Wyoming county, approved April second, Anno Domini one thousand eight hundred and sixty-nine, exempting property of soldiers, their widows and orphans from taxation under said act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of all persons who were regularly mustered into the service of the United States, for not less than nine months, from Mehoopany township, in the war of the late rebellion, and were honorably discharged therefrom, and the property of the widows and orphans of such soldiers that have died in the service, shall be exempt from taxation under the act to which this is a supplement.

Property of certain persons exempted from taxation.

SECTION 2. The supervisors of said township are hereby authorized and required to exonerate any tax that may have been levied against the property of such soldiers, their widows and orphans, by virtue of said act.

Supervisors to exonerate taxes already levied.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 111.

An Act

Entitled "An Act to authorize an additional notary public in the county of Allegheny."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to commission an additional notary public for the county of Allegheny, to reside in the Seventeenth ward of the city of Pittsburg.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 112.

An Act

Authorizing the chief burgess and town council of the borough of Shenandoah, in the county of Schuylkill, to levy a tax for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief burgess and town council of the borough of Shenandoah, in the county of Schuylkill, be and they are hereby authorized to levy a tax, not exceeding ten mills on the dollar, for borough purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 113.

An Act

To authorize the supervisors of the township of Burnside, in the county of Clearfield, to lay an additional road tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the township of Burnside, in the county of Clearfield, shall be and they are hereby authorized to assess, levy and collect of and from the taxable property in said township, in this and succeeding years, a road tax not exceeding twenty-five mills in any one year, to be applied toward the repair of the roads therein.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 114.

An Act

For the relief William J. M'Knight, executor of the last will and testament of A. A. M'Knight, deceased.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the treasurer of Jefferson county be and is hereby required to examine the military orders now held by William J. M'Knight, executor of the last will and testament of A. A. M'Knight, late of said county, deceased, and if found correct, to pay the same out of any money in his hands belonging to the military fund of said county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 115.

A Supplement

To an act, entitled "An Act to incorporate the Freeport and Shenango Valley Railroad and Coal Company."

Time for commencing construction extended.

Stockholders may reduce number of directors.

May make certain connections.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for commencing the construction of the railroad authorized by the act approved the twentieth of April, one thousand eight hundred and sixty-four, entitled "An Act to incorporate the Freeport and Shenango Valley Railroad and Coal Company," be and the same is hereby continued and extended for three years from the passage of this act, and the said act is declared to be in full force; and all acts, rights, franchises and contracts of the said company, its officers, agents and stockholders, are hereby legalized and made valid, to the same and with like effect as if the time for commencement of said railroad had not expired; and further, that the stockholders of said company, if they shall so determine, may reduce the number of directors to be elected to seven, instead of twelve.

SECTION 2. The said company may connect their road at any point with the Butler Branch railroad of the West Pennsylvania railroad, and at any point with the railroad of the Shenango and Allegheny Railroad Company, by agreement with said companies; and in case of such connection with said companies, or either of them, the said company shall be relieved from the construction of so much of the road as is thereby supplied.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 116.

An Act

To incorporate the Women's Branch of the Pennsylvania Society for the Prevention of Cruelty to Animals.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Caroline E. White, Mary Brown, Elizabeth Ashhurst, Cora Sellers, Emma Ogden, Ellen Waln, Annie Waln, Mary Coxe, Elizabeth Stevenson, Mary N. Pennington, Anna Griffith, Caroline Yarnall, Anna Parrish, Charlotte W. Ritchie, Mary Earle, Susannah L. Baldwin, Sallie M. Waln, Helen Towne, Elizabeth Morris, and such other persons as may be associated with them in conformity to this act, and their successors, are hereby constituted and created a body politic and corporate in law, by the name of the Women's Branch of the Pennsylvania Society for the Prevention of Cruelty to Animals, and as such they shall have and enjoy all the rights, franchises and powers of a corporation, including the right to sue and be sued, to use a common seal, to receive legacies and donations, and to hold real estate, not exceeding in value the sum of fifty thousand dollars.

Corporators.

Name.

Powers and privileges.

SECTION 2. The objects of the said society are to provide effective means for the prevention of cruelty to animals throughout the state of Pennsylvania, and for the enforcement of all laws, heretofore or hereafter enacted, for the protection of dumb animals; the said society is also empowered to erect and maintain fountains, tanks, troughs, or other receptacles of fresh water, in eligible localities, for gratuitous distribution to the dumb creation, and to make such other provisions for their benefit and comfort as may be deemed advisable by the executive committee, and to purchase, print, publish and circulate such tracts and books as are fitted to promote the objects of the society, and to appoint or employ such agents as the executive board may from time to time deem necessary.

Objects.

Authorized to erect fountains, publish books, &c.

SECTION 3. It shall be the duty of the corporators, whose names are mentioned in the first section of this act, or any five of them, after notice published in a newspaper printed in the city of Philadelphia, to meet together and to elect a president, ten vice presidents, a recording secretary and corresponding secretary, a treasurer, and twenty-four persons who shall form a board of managers; all these officers shall constitute an executive committee, and in them shall be vested the control and management of the affairs of the said corporation; and the executive committee may appoint such other officers as may be necessary for the transaction of the business of the society.

First election for officers.

SECTION 4. In the month of April in every year an election for officers of the said society shall be held in the city of

Subsequent elections.

Philadelphia, at such time and place, and after such notice as the executive committee may deem proper; and the said officers shall continue to act until their successors shall have been duly elected; at all such elections every person who is a member of the society, and who shall, within one year, have paid the sum of one dollar to the treasurer thereof, for the use of the society, shall be entitled to give one vote.

Votes.

By-laws.

SECTION 5. The said society, for fixing the terms of admission of its members, for the government of the same, for electing its officers and members, and for the general regulation and management of its affairs, shall have power to form a code of by-laws, not inconsistent with the laws of this state or of the United States, which code, when formed and adopted at a regular meeting, shall, until modified or rescinded, be equally as binding as this act upon the society, its officers and members.

Police forces to assist in enforcement of laws for protection of animals.

SECTION 6. The police force of Philadelphia, as well as of all other places in the state of Pennsylvania where police organizations exist, shall, as occasion may require, assist the society, its members or agents in the enforcement of all laws which are now or may hereafter be enacted for the protection of dumb animals.

Fines.

SECTION 7. One-half of all fines collected through the instrumentality of the society, or of its agents, for violation of the law, shall accrue to the benefit of the said society.

Offices.

SECTION 8. The principal office of the society shall be located in the city of Philadelphia, with full power on the part of the society to establish and locate branches at any place or places within the boundary of the state.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 117.

An Act

Relative to the assessment and collection of a bounty tax in the township of St. Thomas, in the county of Franklin.

WHEREAS, On the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-four, a full meeting of the citizens of St. Thomas township, in the county of Franklin, was convened in the German Reformed church, in

the village of St. Thomas, for the purpose of adopting measures to fill the quota of said township, under a then pending requisition of the President of the United States for two hundred thousand men to suppress the rebellion:

And whereas, The said meeting of citizens appointed a committee to procure recruits to fill the quota of the said township as aforesaid, with authority to pay a bounty to each recruit, not exceeding two hundred and fifty dollars, and appointed John Croft, a citizen of the said township, treasurer of the bounty fund of said township:

And whereas also, A resolution was adopted by the said meeting in the following words, to wit: "*Resolved*, That if the committee fail to fill the quota and a draft takes place, that two hundred dollars be paid to such drafted person, unless he be exempted."

And whereas also, The said committee did fail to fill the said quota, and a draft did take place in the said township of St. Thomas, and three men were drafted into the service of the United States who were not exempted therefrom, to wit: Henry Foutz, David Keller and Jacob Taylor:

And whereas also, The said John Croft, treasurer of the bounty fund of the said township, did, in pursuance of the authority conferred upon him by the hereinbefore recited resolution, on the tenth day of June, Anno Domini one thousand eight hundred and sixty-four, pay unto the said Henry Foutz and the said David Keller each the sum of two hundred dollars out of his own moneys, for which sums he has never received any credit in his settlements with the said township:

And whereas also, The said Jacob Taylor has never been paid the aforesaid bounty of two hundred dollars, as in justice and right he ought to have been:

And whereas also, The said John Croft and the said Jacob Taylor have no adequate remedy to collect said several sums of money from the tax-payers of the said township of St. Thomas, for the reason that when the aforesaid resolution was adopted, by the aforesaid meeting of citizens, there was no law of this commonwealth authorizing the assessment and collection of a tax to pay bounties to drafted men:

And whereas, Good faith and equity require that said sums of money should be paid to the said John Croft and the said Jacob Taylor; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the school directors of St. Thomas township, in the county of Franklin, shall be and are hereby required, as soon after the passage of this act as practicable, to assess, levy and collect sufficient tax to pay the sum of four hundred dollars, with interest thereon from the tenth day of June, Anno Domini one thousand eight hundred and sixty-four, to John Croft, and the further sum of two hundred dollars, with interest thereon from the same date, to Jacob Taylor, citizens of the aforesaid township of St. Thomas; the said tax shall be levied and collected in accordance with the provisions of the act of

twenty-fifth of August, one thousand eight hundred and sixty-four, entitled "A supplement to an act relating to the payment of bounties to volunteers."

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 118.

Supplement

To an act, entitled "An Act to authorize the Reading Gas Company to increase its capital stock," approved February fourteenth, one thousand eight hundred and sixty-three.

WHEREAS, The Reading Gas Company has been obliged to extend their pipes, build new retorts and coal houses, and must make further large expenditures in providing a supply of gas needed for the increasing wants of the city; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Reading Gas Company to increase their capital stock from time to time, in such amounts as the directors may deem necessary to re-build and extend their works; and that each share of stock in said company shall entitle the holder to one vote at all elections of said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 119.

Supplement

To an act, entitled "An Act to incorporate the Delaware River and Lancaster Railroad Company," approved March twenty-fourth, Anno Domini one thousand eight hundred and sixty-eight, extending the time for the commencement of said road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for commencing the said Delaware River and Lancaster Railroad is hereby extended for a period of three years.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 120.

An Act

Relating to roads in Manchester township, Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Manchester township, Wayne county, be and they are hereby authorized to levy a rate of assessment, not exceeding twenty-five mills on the dollar, on all real and personal estate, offices, trades and occupations, for the purpose of laying out, opening, making, amending and repairing roads and highways, and for the building and repairing of bridges, and for such other purposes as may be authorized by law. Tax for road purposes.

SECTION 2. It shall be the duty of all the path-masters of said township to give at least five days' notice to all persons rated as above, by advertisement or otherwise, to attend at such times and places as they may direct, to work out their respective taxes; in case any person thus rated and notified shall refuse or neglect to work out his or her path-master Notice to tax-ables to work out taxes.

In what cases path-master to collect taxes.

Neglect to enforce collection.

Proviso.

Supervisors, &c., to see that taxes are worked out within certain periods.

Allowance to supervisors and path-masters.

of the district in which such person or persons may reside shall be required to proceed at once to collect the same by levy and sale, as state and county taxes are now by law collected; and in case any path-master shall refuse or neglect to enforce such collection, he shall be liable to a penalty not exceeding twenty dollars for every such neglect, to be collected by the supervisors of said township as like penalties are now by law collectible: *Provided*, Any person shall have the right, when notified as above, to pay to the path-master of his district the full amount of his tax, at the rate of two dollars and fifty cents per day; and it shall be the duty of the path-master to whom such tax is paid to expend the same at once, in the best manner possible, on the highway where it properly belongs.

SECTION 3. That it shall be the duty of the supervisors and path-masters of said township to see that all the road taxes are properly worked out, at least one-half by the first day of July and the balance by the first of November in each and every year.

SECTION 4. That each supervisor and path-master of said township shall be allowed, in the settlement of his accounts, a sum not exceeding two dollars for each and every day necessarily employed in discharging the duties of his office; and all the road laws of said township, inconsistent with the provisions of this act, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 121.

An Act

Exempting from county and municipal taxation the coupon bonds of the borough of East Birmingham, issued and to be issued in pursuance of an act, entitled "A further supplement to an act supplementary to an act erecting the village of East Birmingham into a borough," et cetera, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the coupon bonds of the said borough of East Birmingham, heretofore issued, or at any date after the date hereof to be issued, in pursuance of an act, entitled "A further supplement to an act supplementary to an act erecting the village of East Birmingham into a borough," et cetera, approved the twenty-third day of March, Anno Domini one thousand eight hundred sixty-eight, are hereby exempted from all county and municipal taxes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W GEARY.

No. 122.

An Act

Relating to the sale of seated lands in the county of Pike.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all seated lands in the county of Pike, which are assessed with any taxes that are returned to the county commissioners, upon oath of the tax collector that the taxes are unpaid, and that no personal property could be found upon said land out of which said taxes could be made, the oath of said collector shall be deemed *prima facie* evidence of that fact, and the county treasurer shall be required to advertise and sell all such lands, in the manner and under the same regulations, and with the same right of redemption, as unseated lands are now sold for taxes by the treasurers of said counties.

When lands to
be sold for taxes.

SECTION 2. The collector, in returning such lands, shall give a description of each tract or lot, either by metes and bounds or by the adjoining owners, for which he shall receive a fee of one dollar; and the county treasurer or commissioners shall advertise the said tracts by the boundaries so given, as well as by the name of the person against whom such unpaid taxes were assessed; and all costs connected therewith to be added to the amount of taxes unpaid, and collected from the owner of the land; no other or further notice shall be given than that of publication by boundaries as aforesaid, for the same time and in the same manner as notice is now given of the sale of unseated lands for the non-payment of taxes.

Collectors to
give description
of tract.

Tracts, how ad-
vertised.

Costs.

Notice.

Repeal.

SECTION 3. That all laws conflicting or inconsistent with the provisions of this act, in regard to the sale of seated lands for taxes in the county of Pike, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 123.

A Supplement

To an act, entitled "An Act giving the new wards in the city of Allegheny, in the county of Allegheny, the right of compensation from the old wards out of which they were created, for school purposes in such old wards or districts," approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever, under the provisions of the act to which this is a supplement, the amount of money to be paid by any of the old wards or districts mentioned in said act, to any new ward, has been or may hereafter be determined or agreed upon, the board of school directors of any such old wards, found to be indebted as aforesaid, shall be and they are hereby authorized and empowered to issue bonds to the amount of such indebtedness, payable to the new wards to which such old wards issuing the same is found to be indebted; said bonds to be made payable in one, two, three and four years, and to bear interest at a rate not exceeding eight per cent. per annum, to be executed by the president, and countersigned by the secretary of the respective boards issuing the same, and shall be exempt from taxation under the laws of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 124.

An Act

To incorporate the Philadelphia Telegraph Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry B. Bruner, B. C. Walker, Suel Smith, W. M. Taylor, Robert W. Burns, James Work, W. Widdifield, William Wilson, George W. Hutchinson, James P. Gregory, and their associates, and all other persons who may become subscribers to the capital stock of the Philadelphia Telegraph Company, their successors and assigns, be and they are hereby incorporated and constituted a body politic, by the name and style of the Philadelphia Telegraph Company, and by said name shall have perpetual succession, may sue and be sued, plead and be impleaded, in any court or courts, whether of law or equity, may receive and make all deeds, transfers, instruments of writing, bargains, covenants, contracts and agreements, purchase, lease, hold, mortgage, encumber and dispose of all property, real, personal and mixed, necessary for conducting the business of said company; may have and use a common seal, and the same alter and renew at pleasure; may pass, revise, alter and annul all such by-laws, rules and regulations as are necessary or convenient for the government of the company and its agents and officers, and generally may do all acts necessary for the convenient transaction of the business of said company, not being contrary to the constitution or laws of the United States or of this commonwealth, and shall have all the privileges and franchises incident to a corporation.

Corporators.

Name.

Powers and privileges.

SECTION 2. That the said Philadelphia Telegraph Company shall, on after the passage of this act, have authority from time to time to erect, lay down, construct, maintain and keep up and operate a line or lines of telegraph wires, conductors and other materials used in telegraphing, within the corporate limits of the city of Philadelphia, either along, over, upon or under any of the public streets, roads or highways, or through, across, at the bottom of, or under any of the waters, navigable or unnavigable, within the corporate limits of said city of Philadelphia, and also along, through, over, across or under any other land within the limits of said city, by the erection of masts, poles, posts and all other necessary and usual fixtures and materials for sustaining wires, conductors and other materials thereon and therefrom, or by constructing, establishing and maintaining a line or lines of wire or other materials used in telegraphing upon or under said lands, or under water, with or without tubes or covering, or by any other means or instruments, which shall be from time to time deemed most suitable by such company; and said company shall be authorized to select and adopt from time to time, in lieu of the route

May erect lines of telegraph within limits of Philadelphia city.

	or routes selected by it, another route or routes for said line or lines within the limits aforesaid; said line or lines to be used, occupied and maintained by said Philadelphia Telegraph Company, for the purpose of transmitting and delivering messages to and from any and all parts of the said city, and to facilitate the business and other interests of the citizens or residents thereof, and to generally exercise all the powers, rights, privileges and franchises of telegraph company in said city: <i>Provided</i> , That such line or lines, or improvements thereon, shall in no case be constructed in such manner as to incommode the public use of said streets, roads or highways, or injuriously interrupt the navigation of said waters: <i>Provided further</i> , That where the said company shall pass through private property, and cannot agree with the owners thereof, they shall be required to make compensation therefor, the damages to be assessed in the manner provided in the act incorporating the Pennsylvania Railroad Company, and the several supplements thereto.
Proviso.	
Proviso.	
May make connections with and purchase other lines, &c.	SECTION 3. That the said Philadelphia Telegraph Company shall have power to make connections with, and purchase other telegraphic lines, and the stock and property of companies incorporated within or without this commonwealth; and that they shall also have full power and authority to extend, construct and maintain their lines through and in all towns, boroughs, cities and counties within this commonwealth, with same privileges and authority as specified in the second section of this act.
May extend lines through all towns, &c., within state.	
Capital stock.	SECTION 4. That the capital stock of said company shall be the sum of one hundred thousand dollars, to be divided into shares of twenty-five dollars each, with the privilege of increasing the same from time to time, to any amount not exceeding four hundred thousand dollars; and said shares shall be represented by certificates, sealed with a common seal, and signed by the president and countersigned by the treasurer of said company.
Organization.	SECTION 5. That within the period of three months after the passage of this act, all the persons named in the first section of this act, over all their signatures, shall appoint a time and place for the opening of stock books, and a meeting of subscribers, and give notice thereof by advertisement, over all their signatures, at least twice a week, for two weeks, in some paper published in the city of Philadelphia; and at such meeting the persons who become subscribers to the stock, shall first appoint three judges of election, and shall then elect, by ballot, from the number of subscribers, five directors to manage the affairs of the company, in connection with the president, until the next general election of directors; and said directors, or a majority of them, shall then elect, from their own number or from the other subscribers, a president; and at this and all other elections each subscriber shall be entitled to one vote for every share held by him, her or it; and any person who may hold the written proxy of any stockholder, and may comply with laws, by-laws and regulations, may cast the vote of such stockholder.
First election for directors.	
Votes.	

SECTION 6. That five directors shall be chosen annually from the stockholders, on the third Monday of May, in each year; and such directors, or a majority of them, shall elect a president in the manner indicated in the preceding section, and such president and directors shall hold their offices until the election of their successors; that in case of failure to hold an election under this act, the former directors shall continue in office until their successors be duly elected.

Annual election for directors.

Failure to hold election.

SECTION 7. That the president and directors, or a majority of them, shall have power to appoint all judges of election, to fix the salary of the president, to elect a secretary, treasurer and all other employees and agents of the company, and fix their salaries, to remove such secretary, treasurer and other employees and agents, other than president, at pleasure, to declare dividends of the profits, to prescribe the mode of transfer of stock, in case the same is not provided for by by-law, and generally may do all things necessary to carry out the purposes of this act according to the true intent and meaning thereof.

Powers of president and directors.

SECTION 8. That if any person or persons shall wilfully destroy, injure or obstruct the said line or lines, or any part thereof, or any works or fixtures connected therewith, such person or persons shall, on conviction for such offence, in any court of quarter sessions of this commonwealth, be sentenced to imprisonment not to exceed two years, at the discretion of the court, in the jail of the proper county, and shall be liable to pay all damages; and such conviction shall be conclusive evidence of such destruction, injury or obstruction by such person or persons, in any suit instituted against them by said company.

Penalty for injuring lines, &c.

SECTION 9. That all dispatches of the government of the United States and this commonwealth shall have precedence of all others, and no greater sum shall be charged for them than for private dispatches of the same number of words, figures or characters.

Dispatches of United States and state governments to have precedence

SECTION 10. That this act shall take effect immediately on and after its passage: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Act, when to take effect.

Bonus and taxes

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 125.

An Act

To extend the provisions of an act, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, so far as relates to certain counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, to the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, so far as relates to certain counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be and the same are hereby extended to the county of Bucks: *Provided*, That nothing in this act shall render property liable to liens for repairs, alterations or additions, where the same has been altered by any lessee or tenant without the written consent of the owner or owners, or reputed owner or owners, or his or her duly authorized agent.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 126.

An Act

Authorizing the town council of the borough of Newville to appoint viewers to assess damages and contributions sustained from the opening of streets and alleys.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter when the burgess and town council of the borough of Newville shall open, extend, widen, straighten or vacate, or be about to open, extend, widen, straighten or vacate any streets, or public or private alleys, or courts therein,

Town council may appoint viewers to assess damages and contributions.

it shall be lawful for said town council to appoint three disinterested freeholders, citizens of the said borough, who, after being duly sworn or affirmed to perform their duties under this act with impartiality and fidelity, shall proceed to view the premises described in the ordinance, which shall be passed by said town council, to open, extend, widen, straighten or vacate said streets or alleys, having regard to both the advantages and disadvantages caused to the several properties along the line of and adjoining said streets and alleys, and shall assess and allow, to all persons injured thereby, such damages as they shall have sustained respectively, over and above all advantages, and shall also make assessments for contributions upon all such properties as shall be benefited by the opening, extending, widening, straightening or vacating of said streets and alleys, such sums respectively as they may have been benefited over and above all disadvantages.

SECTION 2. That the said viewers shall, before proceeding to perform their duties, give five days' public notice, by two handbills, of the time and place of meeting, and shall make report of their proceedings, in writing, to the next meeting of the town council, describing the properties on which assessments have been made, stating specifically whether for contribution or for damages, with the amounts respectively; and the said town council shall, at their next regular meeting, on the hearing of the parties who choose to contest the same, modify, approve and confirm the said report *nisi*; which confirmation shall be final and conclusive, upon all parties, unless appealed from by some person aggrieved thereby, within twenty days from such confirmation *nisi*, to the next court of quarter sessions of the county of Cumberland, upon entering into a recognizance with sufficient surety according to law, to prosecute the same with effect and for the payment of costs; and the determination of the said court and its order thereon shall be final and conclusive; and the burgess and council of the said borough of Newville shall proceed to collect all such damages and assessments for contribution, in the same manner as all other debts due the borough are by law collectible.

Viewers to give notice of meeting.

To make report to town council.

Council may modify and approve report.

Party aggrieved may appeal to court.

SECTION 3. That the act approved the twenty-second day of April, one thousand eight hundred and fifty-six, and all other acts which are inconsistent herewith, be and the same are hereby repealed, so far as they relate to the borough of Newville, Cumberland county. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 127.

An Act

To authorize the board of school directors of Unionville, in the county of Centre, to borrow money for the purpose of erecting a new school house.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the board of school directors of the borough of Unionville, in the county of Centre, and they are hereby authorized to borrow a sum of money, not exceeding two thousand dollars, upon the credit of said borough, for the purpose of erecting a new school house in said borough; and it shall and may be lawful for the said board to issue bonds for the money so borrowed, the time of payment of which shall not exceed eight years, and in denominations of not less than one hundred dollars, and at a rate of interest not exceeding eight per cent. per annum; and the said bonds shall be exempt from taxation for county and municipal purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 128.

An Act

To extend to Washington county the provisions of an act, entitled "An Act to promote the improvement of real estate by exempting mortgages and other money securities from taxation, except for state purposes, in certain counties of this Commonwealth."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved April fourth, one thousand eight hundred and sixty-eight, entitled "An Act to

promote the improvement of real estate by exempting mortgages and other money securities from taxation, except for state purposes, in certain counties of this commonwealth," be and the same are hereby extended to the county of Washington.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 129.

An Act

To repeal an act for the protection of farmers against the ravages of wild cats in the county of Forest.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act for the protection of farmers against the ravages of wild cats in the county of Forest," approved the third day of April, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 130.

An Act

To repeal an act, entitled "An Act to authorize and require the road commissioners of Bradford county to keep in repair county bridges," approved March eighteenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to authorize and require the road commissioners of Bradford county to keep in repair county bridges," approved March eighteenth, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 131.

An Act

Relative to the pay of jurors in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act each and every person serving as a juror in the courts of Erie county shall receive two dollars per day for such services, in addition to the mileage now allowed by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 132.

An Act

To repeal the special road laws relating to the township of Elk, in Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the public roads in Elk township, Chester county, shall be opened, widened, straightened and repaired under the provisions of the general road law; and all special laws, relating to roads in said township, be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 133.

An Act

Relative to committing magistrates in the counties of Crawford, Carbon and Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of all the committing magistrates of the counties of Crawford, Carbon and Northampton, upon complaint being made, on oath or affirmation of any person or persons, to enter such complaint upon their criminal dockets, with the name, residence and occupation, if any, of all defendant's bail and witnesses, in every criminal case, and to return to the clerk of the court of quarter sessions of said county a true transcript from said docket, within ten days after the binding over or committal of any defendant or defendants charged with felony, or any other criminal offence; and any wilful violation of the requirements of this section is hereby declared a misdemeanor in office, and on conviction thereof the party so

offending shall be fined in a sum not exceeding five hundred dollars: *Provided*, That the city of Titusville shall be exempted from the provisions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 134.

An Act

To authorize the board of school directors of Manheim borough to sell certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Manheim, Lancaster county, are hereby authorized, either by public or private sale, to dispose of the following described real estate in the said borough, and to make deeds therefor to the purchaser, viz: Lot number one hundred and eleven, fronting fifty-seven feet on Charlotte street, and extending back to Pitt street, two hundred and fifty-seven feet in depth, adjoining properties of Benjamin Donavon on the north, and Jacob Shumaker on the south, with a one story log weather-boarded school house on the same; also a piece of ground, with a frame school house thereon, fronting thirty-five feet on Ferdinand street, by fifty-seven feet deep, bounded on the west by Locust alley, on the south by property of D. W. Erb, and on the east by the Methodist Episcopal church; these properties having heretofore been used for school purposes, and now unnecessary in consequence of the new building erected by said directors in said borough.

SECTION 2. The net proceeds of such sale to be paid into the treasury of the school district, and applied in the payment for the new school building aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

Authorized to
sell real estate.

Proceeds of
sale, how ap-
plied.

. No. 135.

A Further Supplement

To an act to incorporate the Wrightsville, New Holland and Conewago Railroad Company, approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty-three, increasing the par value of the shares of stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the par value of the shares of stock in the Wrightsville, New Holland and Conewago Railroad Company, approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty three, shall be fifty dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 136.

An Act

To incorporate the Jersey Shore, Pine Creek and Buffalo Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Gamble, Simon S. Nagle, F. W. Hughes, A. F. Jones, Herman Hamberger, M. D. Stovell, William Carlisle, S. D. Davis and J. D. Stovell, or a majority of them, and those who may be hereafter associated with them as stockholders, be and they are hereby incorporated and constituted a body politic and corporate, under the name, style and title of the Jersey Shore, Pine Creek and Buffalo Railway Company, with all the rights, powers and privileges, and subject to all the conditions and restrictions conferred or imposed by an act to regulate railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and its several supplements, so far as the same are not altered or supplied by this act; and

Corporators.

Title.

Subject to.

said company shall also be entitled to all the rights, powers and privileges of any general law of this commonwealth relating to railway companies.

Construction of
railway author-
ized.

Route.

Branches.

Extensions.

Proviso.

Capital stock.

May borrow
money.

May receive do-
nations of prop-
erty.

Proviso.

SECTION 2. The said company are hereby authorized to construct a railway, with one or more tracks, commencing at Jersey Shore, in Lycoming county, and extending thence by the waters of Pine creek and its tributaries, by such route as may be found practicable, to Port Allegheny, in the county of M'Kean, there to connect with the Buffalo and Washington railway, or at such other point as may be mutually agreed upon between the two companies, with all the rights, powers and authority to construct and operate branches for the purpose of developing the material interests of that section of the state that are now granted by law to the Philadelphia and Erie Railroad Company, all of which powers and authority are hereby vested in said Jersey Shore, Pine Creek and Buffalo Railway Company; and said company shall further have authority to make such extensions from Jersey Shore eastward as may, in the opinion of its board of directors, be needful to form such connections with other railways as will best promote the interests of the company, and for this purpose are invested with all the powers and authority granted for making any other part of their line: *Provided*, That no connection shall be made with the road authorized to be constructed by this act and any railroad in the county of Tioga running into the state of New York, except by way of Long run and the Cowanesque valley.

SECTION 3. The capital stock of the said railway company shall consist of an amount not exceeding four millions of dollars, as may be from time to time fixed by its board of directors, with authority to borrow money on the bonds of the company to an amount not exceeding in the aggregate six millions of dollars, at a rate of interest not exceeding seven and three-tenths per centum per annum, the payment of said bonds to be secured by a mortgage of the railway and its franchises and equipments; and said company is hereby authorized to receive donations of land or other property, or receive the same in payment of subscription or exchange for stock, on such terms and conditions as may be agreed upon between the company and the parties so donating, subscribing or exchanging, with full power and authority to said company to hold, use, sell or otherwise dispose of said property from time to time: *Provided however*, That all lands and property, or the proceeds derived from the property so donated, contributed or received in payment or exchange for stock, shall be used exclusively to aid in securing the ultimate construction and equipment of the railway of the company.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 137.

A Supplement

To an act, entitled "An Act to incorporate the New York and California Vineyard Company," now called the "Land Grant Railway and Trust Company, approved February twenty-eight, one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the New York and California Vineyard Company, (now called the Land Grant Railway and Trust Company,) incorporated by the act to which this is a supplement, in addition to the authority conferred in said act, are hereby authorized to borrow money in any state, territory or country, except the state of Pennsylvania, on such terms and at such rates of interest as they can agree upon, and to give in evidence of said loans certificates, obligations or bonds, payable either on demand or at some fixed time, and to give such collateral or mortgage security for the payment of said loans, certificates or bonds as they may have to give, in such manner and form as they can agree upon with their creditors.

Authorized to
borrow money,
issue certificates,
&c.

SECTION 2. They are also hereby authorized to make and execute all contracts which they deem expedient for the improvement of real or personal estate.

May make contracts.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 138.

An Act

To incorporate the Artisans' Saving Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That W. H. Smith, George W. Cass, James P. Barr, John

Corporators.

Name.	Dunlap, John D. Scully, William Nimick, Isaac Jones, John Moorhead, W. H. M'Gee, Francis M. Hutchinson, James Parker, C. Zug, Samuel M'Kee, and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Artisans' Deposit Bank, to be located in the city of Pittsburg, and by that name shall have perpetual succession, and may sue and be sued, in any court whatsoever, and may have a common seal, may renew or alter the same; also may have the right to own and hold real estate, and improve or dispose of it at pleasure.
Location.	
Powers and privileges.	
Capital stock.	
Right of stockholders in case of increase of capital stock.	SECTION 2. The capital stock of said company shall consist of four thousand shares of the value of fifty dollars each, with the privilege of increasing the same, by a vote of the stockholders, to ten thousand shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase at such price as the board of directors may name: <i>Provided</i> , That if such shares of new stock are not taken by the stockholders, within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best.
Proviso.	
Subscriptions to capital stock.	SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they may deem expedient; and when one thousand shares, or more, of said stock shall have been subscribed, and ten per cent. thereon of the same paid in, the shareholders may elect nine directors, one of whom shall be president, to serve until the next annual election, or until their successors shall have been duly elected and qualified.
First election for directors.	
By-laws.	SECTION 4. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall be at all times accessible to those doing business with the company; the board of directors shall have power to require payments of any amount remaining unpaid on the stock of said company, at such times and in such proportions as they think proper, and under penalty, in case of non-payment, as required, of forfeiture to the company of such stock and all previous payments thereon.
Payments of amount remaining unpaid on stock.	
Business.	SECTION 5. The said bank may receive money on deposit, for which interest may be paid in accordance with the by-laws of said bank, and may loan such money on bond and mortgage, on real estate, bonds, or other securities of the state of Pennsylvania or of the United States, or other good and sufficient securities, at a rate of interest not exceeding the legal rate of interest.
Dividends.	
Tax.	SECTION 6. The board of directors shall have power to declare and pay dividends out of the earnings of the company to the stockholders, at such times and in such amounts as to them may seem proper; and said company shall pay to the state treasurer a tax on such dividends as is or may be imposed by law.
Annual election for directors.	
	SECTION 7. The annual election for directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the company; directors shall elect one of

their number president, and shall have power to elect all other officers or agents they may deem necessary for conducting the business of the company; stockholders shall be entitled to one vote for each share of stock, and may vote in person Votes. or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in one of the city papers, shall be given of the time and place Notice. where such election will be held, and said election shall be conducted according to the by-laws.

SECTION 8. That the board of directors shall have power to pay, on application, the check, paper, receipt or order of any minor or married woman, such money, or any part thereof, as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman to attach or in any manner interfere with any deposit, interest or dividend due thereon to such minor or married woman: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Payment of deposits, &c., to minors or married women.
Bonus and taxes

SECTION 9. The stockholders shall be personally liable to an amount equal to the capital stock in addition thereto. Personal liability of stockholders.

BUTLER B. STRANG,

Speaker of the House of Representatives,

A. G. OLMSTED,

Speaker of the Senate, *pro tem*.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 139.

An Act

To authorize August Ammon, a justice of the peace of East Birmingham, in Allegheny county, to have his family residence in Lower St. Clair township during the remainder of his term of office.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That August Ammon, a justice of the borough of East Birmingham, in the county of Allegheny, is hereby authorized to have his family residence in Lower St. Clair township of said county during the remainder of his present term of office:

Provided however, That his office of a justice of the peace shall continue to be in said borough of East Birmingham.

BUTLER B. STRANG,

Speaker of the House of Representatives.

A. G. OLMSTED,

Speaker of the Senate, *pro tem.*

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 140.

A Further Supplement

To an act, entitled "An Act to incorporate the Middle Creek Railroad Company," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Middle Creek Railroad Company be and it is hereby authorized and empowered to borrow, in addition to the amount now by law authorized to be borrowed, the further sum of two hundred thousand dollars, to issue bonds therefor, bearing interest at the rate of seven per cent., payable semi-annually in gold, and to secure the whole amount now and heretofore authorized to be borrowed, by one mortgage, according to the provisions of the acts to which this is a further supplement, and also to pay to the holders of said bonds any state or United States taxes thereon.

Authorized to
borrow money,
issue bonds, &c.

Name changed.

SECTION 2. The name of the said railroad company shall be and the same is hereby changed from the Middle Creek railroad to that of the Sunbury and Lewistown Railroad Company.

Connections.

SECTION 3. The said railroad company shall and are hereby authorized, not only to construct their said railroad so as to connect at any point above Selinsgrove, but also at Port Trevorton, should the said company see proper to do so.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 141.

A Supplement

To an act approved the thirteenth day of April. Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act to incorporate the Lehigh Boom Company," empowering said Lehigh Boom Company to drive logs and other timber on the Lehigh river.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Lehigh Boom Company is authorized and empowered, by and with the consent of the Lehigh Coal and Navigation Company, and upon such terms as may be agreed upon with them, to erect and maintain upon the river Lehigh, between the falls, at or near the village of Stoddardsville, partly in the county of Luzerne and partly in the county of Monroe, and the boom of said Lehigh Boom Company, at or near the borough of White Haven, in the county of Luzerne, such flooding dams as may be necessary for the purpose of producing artificial freshets, remove such rocks and other obstructions as may be in the bed of said Lehigh river, erect and maintain shear and other booms, and do such things generally as are necessary for the purpose of driving logs, masts, spars or other timber down said Lehigh river to the boom of said Lehigh Boom Company.

Erection of
flooding dams,
removal of ob-
structions, &c.,
relative to.

SECTION 2. That the said corporation shall have the right to charge and collect tolls upon the logs or other lumber thus driven, but which tolls shall not exceed in amount five cents per thousand feet, board measure, for each and every mile thus driven; the corporation shall have a lien upon all logs driven, and upon lumber sawed from said logs, for the payment of said rates of toll, until such time as the same shall be paid the corporation; that should the said rates of toll be more than sufficient to meet the necessary expenditures of the corporation, the surplus amount shall be held in trust by the managers as a residuary or contingent fund, to be applied, when circumstances demand the same, to the erection and maintenance of the property of the corporation, or the reduction of the aforesaid rates of toll per mile on logs or other timber driven.

Lien on timber.

Disposition of
surplus moneys
derived from
tolls.

SECTION 3. That the number of logs or other timber thus driven shall be measured and their quantity ascertained in accordance with the manner prescribed in section twelve of the act incorporating the said Lehigh Boom Company.

Timber driven,
how measured,
&c.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 142.

An Act

To vacate parts of Holland street and canal basin, in the harbor of Erie, in the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Holland street, in the harbor of Erie, as lies north of Front street, and so much of the canal basin as lies between the east side of said Holland street, and a north and south line three hundred and twenty-four feet west thereof, in the said harbor of Erie, be and the same is hereby vacated and laid aside forever; and the title to the said land over which the vacated portions of said street and basin pass is hereby vested in fee simple in the owners of the adjoining property, on each side of said street and basin, to the middle thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 143.

A Supplement

To an act to incorporate the Manayunk Bridge Company, over the Schuylkill river and canal, approved March twenty-four, one thousand eight hundred and thirty-two, repealing section eleven of said act, and authorizing said company to reduce the par value of their stock and to issue additional stock.

Preamble.

WHEREAS, The eleventh section of the act to which this is a supplement, requires the surplus earnings of the said company to be appropriated to the purchase of stock as therein mentioned, and has thereby prevented the accumulation of a fund for re-building or repairing the bridge of the company when destroyed or damaged by freshets or other casualties:

And whereas, A considerable portion of said bridge was swept away by a freshet during the past year, and it is de-

sirable that the same shall be re-built as speedily as possible, but the company having no funds for that purpose; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the eleventh section of the act to which this is a supplement, be and the same is hereby repealed. ^{Repeal.}

SECTION 2. That the said company may reduce the par of their shares to such sum, not less than twenty dollars each, as they may deem desirable, and may sell and issue such additional stock as they may think expedient for the purpose of re-building their bridge, not exceeding, however, the amount limited in their charter. ^{May reduce par of shares, and issue additional stock.}

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 144.

An Act

To authorize James Robinson to adopt John W. Robinson as his heir.

WHEREAS, James Robinson is desirous of adopting John W. Robinson as his heir, and the said John W. Robinson is over the age of twenty-one years; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John W. Robinson, of the Twenty-third ward of the city of Philadelphia, is and he is hereby made the heir at law of James Robinson, of the same place, to be capable of inheriting the estate and property of the said James Robinson, as fully, to all intents and purposes, as though he were the natural born son of the said James Robinson.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 145.

An Act

To repeal an act to extend the provisions of the act, entitled "An Act to prevent cattle, horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, in Montgomery county, and the townships of Upper and Lower Nazareth, in the county of Northampton, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, to the townships of Upper Providence, Lower Providence, Perkiomen, Plymouth, Abington, Upper Dublin and Whitemarsh, in the county of Montgomery, and Abington township, Luzerne county," approved the seventeenth day of March, one thousand eight hundred and sixty-nine, so far as the same applies to Abington township, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act to extend the provisions of the act, entitled 'An Act to prevent cattle, horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, in Montgomery county, and the townships of Upper and Lower Nazareth, in the county of Northampton,' approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, to the townships of Upper Providence, Lower Providence, Perkiomen, Plymouth, Abington, Upper Dublin and Whitemarsh, in the county of Montgomery, and Abington township, Luzerne county," approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-nine, as applies to Abington township, Luzerne county, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 146.

An Act

To repeal an act, entitled "An Act to incorporate the Tunkhannock Law and Library Association, in Wyoming county," approved April second, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Tunkhannock Law and Library Association, in Wyoming county," approved April second, A. D. one thousand eight hundred and sixty-nine, be and the same is hereby repealed; and all money paid over to said association, or ordered to be paid over, by virtue of said act, is hereby ordered to be refunded to the treasurer of said county of Wyoming.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 147.

An Act

To amend an act to incorporate the Lincoln Institution, passed the ninth day of May, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of said Lincoln Institution, who shall consist of any number of members, not exceeding thirty, shall have the exclusive control of the real estate, investments, personal securities and all the funds of the society, and the general management of its affairs and business; the board of council, which shall consist of any number of members, not exceeding thirty, shall give advice or such assistance as may

Board of managers to have exclusive control of real estate, &c.

Board of council to give advice, &c.

Managers to have guardianship of minors.

To cause minors to be educated, &c.

Institution to be trustee for property belonging to minors.

Repeal.

be asked, if they deem the same advisable, in all matters referred to them by the board of managers or any of its committees; the said managers shall have the guardianship of any minors placed under their care, direction and management, in accordance with the act of assembly of which this is a supplement, during their minority; shall cause them to be educated and instructed in a proper manner, and may, when in their discretion it shall appear proper, hire or bind the said boys or youths, with their consent, as apprentices or otherwise, during their minority, to such persons and at such places, and to learn such trades and employments as in the judgment of the said managers will be most conducive to the benefit and advantage of said minors, with power to the said institution, in the discretion of the said board of managers, to charge to the said inmates such moderate sum, towards their tuition and support, as their circumstances and ability to pay may render expedient; and the said managers may, at any time in their discretion, relinquish and cease the care of any such boys or youths.

SECTION 2. The said institution shall be the trustee or guardian for any property, estate, income or pension, belonging to any child or minor under their care, and shall have authority to expend or dispose of the same for the benefit or advantage of such child or minor, in such manner as may be deemed best for their welfare: *Provided however*, That the said estate, property, income or pension shall be appropriated specifically for the benefit of said child or minor, and not for the general purpose of said institution, or any other purpose whatever.

SECTION 3. Any part of the act to which this is a supplement, which is inconsistent herewith, is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 148.

An Act

Providing for the election of a solicitor of Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the qualified voters of Lancaster county shall, at the general election on the second Tuesday of October next, and every three years thereafter, elect one person, learned in the law, who shall have resided in the county of Lancaster for one year next preceding his election, who shall be called the solicitor of Lancaster county.

Solicitor to be elected.

Qualifications.

SECTION 2. That the return judges of said county shall, when they meet as now required by law in the case of other county officers, faithfully add up the votes given at said election for solicitor, and he who has the highest number of votes shall be declared duly elected; and they shall make out duplicate certificates, one of which shall be delivered to the person thus declared elected, and the other to the prothonotary of the court of common pleas of said county; and the term of office of such person, thus duly elected, shall begin on the fourth Monday of January next after said election, and continue for a term of three years.

Duties of return judges.

Term of office.

SECTION 3. That all elections of solicitor of Lancaster county shall be contested and decided in the same manner as is now provided by law for contesting the election of county officers; and if any vacancy shall occur, either by death, resignation, removal from the county or otherwise, such vacancy shall be supplied in the same manner as is now provided by law in the case of district attorney; and any person thereafter elected to fill a vacancy in the office of solicitor of Lancaster county shall hold his office for the full term of three years.

Contested elections, how determined.

Vacancies, how supplied.

Terms of persons elected to fill vacancies.

SECTION 4. The salary of the officer elected as hereinbefore provided, shall be five hundred dollars per annum, payable quarterly; and the officer so elected shall be the legal advisor of the board of commissioners of Lancaster county, and shall represent the said board in all proceedings in law or equity wherein the said county is a party or has any interest.

Salary.

Duties.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 149.

An Act

To incorporate the Safe Deposit Bank of Pottsville, Schuylkill county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Corporators. That Charles Baber, C. H. Tyson, Alexander S. Moorehead, F. W. Hughes, R. F. Weaver, George D. B. Keim, L. F. Whitney, F. B. Kaercher, Lewis L. Huntsinger, William B. Rudy, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby

Name. created a body corporate, by the name of the Safe Deposit Bank of Pottsville, and by that name they shall be capable

Powers and privileges. by law to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do everything necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the borough of Pottsville, Schuylkill county: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained.

Misnomer.

SECTION 2. That the purpose of this act is to organize and incorporate a savings bank and loan company and a safe deposit company; that the business of the said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money, and to transact any other business transacted by banks in this commonwealth; that such deposits shall be paid to such depositors with interest, at such rates as shall be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in the state, at par, when required, during business hours; and such company shall be authorized, as such, to receive and hold on deposit and in trust, estate, real and personal, including the notes, bonds, obligations and accounts of estates and individuals and of companies and of corporations, and the same to purchase, collect and adjust and settle, and also to sell and dispose thereof in any market in the United States or elsewhere, without proceeding in law or equity, and for such price and at such times as may be agreed on between them and parties contracting with them; that the corporation hereby created shall also possess and have power to make insurance for the fidelity of persons holding places of responsibility and of trust, and to receive upon deposit, for safe keeping, jewelry, plate, stock, bonds and valuable property of every kind, upon terms to be prescribed by the by-laws of the said company.

Purpose.

Business.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to raise and form a capital of one hundred thousand dollars, to be divided into shares of fifty dollars each, and paid in as shall be required by the board of directors; but one-half thereof shall be paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof, as they shall from time to time elect, to an amount not exceeding two hundred thousand dollars: *Provided*, That the stockholders at the time of such increase shall each be entitled to a *pro rata* share of such increase upon the payment of the par value thereof, said right to be forfeited if not availed of within ten days of the time fixed for the subscription by public notice.

Capital to be raised for security of depositors.

Increase of capital stock.

Proviso.

SECTION 4. That the office of the said company shall be in the borough of Pottsville; all the directors of said company shall be citizens of the United States and of the state of Pennsylvania and reside therein, and shall keep a record of their proceedings.

Office.

Directors to be citizens.

SECTION 5. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth or of the United States, or other stocks or bonds or real or personal securities, or in such other manner as may be deemed appropriate and safe.

Investment of funds.

SECTION 6. That the directors shall have power by their by-laws to prescribe the form of certificates to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws shall prescribe; but the whole number of directors shall at no time exceed nine.

Powers of directors.

SECTION 7. That there shall be a meeting of the majority of the persons named in the first section, on such day, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the stock of said corporation, and choosing from among the subscribers five directors to manage the affairs of the said corporation; said directors shall choose from their own number a president, and may appoint and remove at will such other officers as they shall deem necessary; said directors and president to remain in office until a new election shall take place, as provided in the by-laws, and to have and to exercise all the rights, powers and privileges which are intended to be hereby given.

Meeting of corporators.

Purpose of meeting.

Officers.

SECTION 8. That the real estate which it shall be lawful for said corporation to hold shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise, to secure debts due it; and that in all cases of loans upon real estate, the expenses of searches, examinations of certificates and recording papers shall be paid by the borrower.

Real estate.

Expenses of searches, &c.

Interest on deposits, relative to.

SECTION 9. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for a fraction of a month.

Dividends.

SECTION 10. That it shall be the duty of the directors of said corporation, on the first Monday of January and July in each year, to make and declare, out of the net proceeds and profits of the business of the said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders, or their legal representatives, within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend, from any source whatever other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposit after the assets of the said corporation shall have become depreciated in cash value below the amount of the deposits with and debts of said corporation, and fifty per centum of its capital paid in, they shall become and be, and so long as said depreciation continues shall remain, jointly and severally personally liable to the depositors with and creditors of said corporation for any deficiencies existing to them, or any or either of them, after their remedies against the said corporation shall have become exhausted.

Personal liability of directors.

Shares transferable.

SECTION 11. That the shares of the capital stock of said corporation shall be transferable on its books, in such manner as may be designated by the law thereof; that each stockholder shall be entitled to cast one vote, in person or by proxy, for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or increase stock of said corporation, and shall omit to pay for same for the period of thirty days after the time prescribed for the payment thereof, the moneys thereof paid by such subscribers, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of the said corporation may sell and dispose of said stock as they may deem most advantageous to said corporation; that the books of said corporation shall at all times, during business hours, be open for the inspection of such agents as the legislature shall appoint for that purpose.

Votes.

Failure to pay subscriptions.

Books to be open for inspection.

Officers and agents to give bonds.

SECTION 12. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds, in such an amount as the directors shall fix, for their fidelity and good conduct and for the safe keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they deem necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Portions of by-laws and regulations to be put up in office.

SECTION 13. That this charter shall continue in force for a Charter.
 period of twenty years; but the legislature reserves the right Reservation.
 to alter, revoke or annul the same at any time when it shall
 be deemed necessary for the public good: *Provided however,* Proviso.
 That no injustice be done to the incorporators: *And provided*
further, That the said corporation shall pay into the treasury Bonus.
 of the commonwealth, in four equal annual instalments, a
 bonus of one-fourth of one per centum upon capital stock
 paid in, the first payment to be made in one year from the
 date of the organization of the said corporation, and a like
 bonus upon any increase of capital that may be authorized
 by the directors and paid in at any time thereafter.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
 one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 150.

An Act

To authorize the Wharton street Methodist Episcopal church of the
 city of Philadelphia to remove their dead.

SECTION 1. *Be it enacted by the Senate and House of Represen-*
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,
 That the trustees of Wharton street Methodist Episcopal
 church of Philadelphia be and are hereby empowered to re-
 move the dead from the ground of said corporation to Mount
 Moriah cemetery, for the purpose of enlarging their building
 for the better accommodation of the Sabbath school, the ex-
 penses of the said removal to be borne by the said corpora-
 tion: *Provided,* That before such removal said trustees shall
 give thirty days' notice to the surviving relatives residing in
 Philadelphia, that they may, if they desire, superintend the
 removal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
 one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 151.

An Act

To authorize the appointment of six additional notaries public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized to appoint six additional notaries public for the county of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 152.

An Act

Relative to notaries public in the county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of any law of this commonwealth as prohibits a clerk or teller in any bank or banking institution from holding or exercising the office of notary public, be and the same is hereby repealed, so far as the same relates to the county of Monroe.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 153.

An Act

Authorizing the commissioners of Chester county to provide and furnish a convenient room or rooms, as an office for the county superintendent of common schools of said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Chester county are hereby authorized and required to provide a convenient room or rooms, in the court house or elsewhere, in the borough of West Chester, in said county, and furnish the same in a suitable manner, with all the necessary fixtures appertaining thereto, for the comfort, use and accommodation of the county superintendent of common schools of said county, and pay the expense attending the same out of the funds of the said county as other county expenses are paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 154.

An Act

Extending the provisions of the act, entitled "An Act for the better regulation of public halls and places of amusement in the cities of Philadelphia, Pittsburg and Allegheny," approved March fourteenth, Anno Domini one thousand eight hundred and sixty-seven, to the city of Altoona.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act for the better regulation of public halls and places of amusement in the cities of Philadelphia, Pittsburg and Allegheny," approved the fourteenth day of March, Anno Domini one thousand

eight hundred and sixty-seven, be and the same are hereby extended to the city of Altoona: *Provided*, That section fifth of the said act be so modified that one-half of the penalty, when the said act is enforced, shall be paid to the informer, and the remaining one-half to the several fire companies of the said city of Altoona, in equal shares, to be distributed by the mayor, who is hereby authorized and required to carry out the provisions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 155.

An Act

Authorizing the burgess and town council of the borough of Brookville, in Jefferson county, to increase their borough tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Brookville, in Jefferson county, be and they are hereby authorized to annually assess, levy and collect, for borough purposes, a tax, not exceeding one per cent. on the valuation assessed for county purposes, in lieu of the half per cent. authorized by the general borough law, approved the third day of April, A. D. one thousand eight hundred and fifty-one.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 156.

An Act

To prohibit fishing in Mud or Brown's pond, in Wyoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for any person or persons to take, catch or kill any pickerel, perch, or any other kind of fish, in the pond known as Mud or Brown's pond, in Lemon township, Wyoming county, between the first day of November and the first day of April in each year. Catching fish during certain seasons, prohibited.

SECTION 2. Any person offending against the provisions of this act shall, on conviction thereof, pay a fine of ten dollars, with costs of suit, for the first offence, and fifty dollars, with like costs, for each and every subsequent offence, to be recovered by suit in the name of the commonwealth, before any justice of the peace in said county; said fine to be for the use of the school fund in said township. Penalty for offending against provisions hereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 157.

An Act

To authorize the Waynesburg Turnpike Road Company to elect managers.

WHEREAS, The Waynesburg Turnpike Road Company neglected to elect, at the time fixed by law, five persons as managers of said road for the ensuing year; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the stockholders of the Waynesburg Turnpike Road Company, after giving notice signed by at least five of said stockholders, and published at least ten

days in one or more newspapers printed in said county, to hold an election in the town of Waynesburg, Greene county, on the day named in the said advertisement, to elect five persons as managers of said road, who shall hold their office until the next annual election, as provided for by the fourth section of the act of the twenty-sixth day of January, one thousand eight hundred and forty-nine, relating to turnpikes; and the said company is hereby authorized to hold such election in the same manner and place any year hereafter, whenever the said company shall neglect to elect her managers at the annual election.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 158.

An Act

To repeal an act, approved April fourteenth, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act for the protection of fish in the Shenango river, in the county of Mercer."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act approved April fourteenth, Anno Domini one thousand eight hundred and sixty-nine, in reference to the protection of fish in the Shenango river, in Mercer county, is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 159.

An Act

To authorize the Ridge Avenue and Manayunk Passenger Railway Company to lease their road, property and franchises, and to sell their real estate to any railroad or railway company, and enable such companies to enter into contracts respecting the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Ridge Avenue and Manayunk Passenger Railway Company be and they are hereby authorized to lease their road and appurtenances, real and personal property, corporate rights and franchises, or either of them, in whole or part, upon such terms and conditions as they may deem proper, to any railroad or railway company incorporated by or under the laws of this commonwealth, and to sell and convey, in fee simple, or for any less estate, the whole or any portion of their real estate in the city of Philadelphia, either to such railroad or railway company, or to any person or persons; and it shall or may be lawful for any such railroad or railway company aforesaid to lease the same, and to purchase and hold, and sell and convey, in like manner the said real estate.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 160.

A Supplement

To an act, entitled "An Act to prevent the destruction of fish in Breeche's pond or lake, in Overfield township, Wyoming county, and Chartiers creek, Washington county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any person or persons violating any of the provisions of said act, to which this is a supplement, shall forfeit and

Penalty for violating provisions of former act.

Proviso.

Second section of former act changed.

Repeal.

pay the sum of twenty dollars for each and every offence, the same to be recovered before a justice of the peace, as debts of like amount are now recoverable, in the name of the commonwealth, with costs of suit; one-half the fine to go to the complainant, and remainder to the common school fund of the township where the offence is committed: *Provided*, That this act shall not apply to Chartiers creek, Washington county.

SECTION 2. That the second section of said act is hereby changed so as to read, "to the first day of April in each and every year after the passage of said act."

SECTION 3. All acts and parts of acts, inconsistent with this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 161.

An Act

To incorporate the Muncy Creek Improvement Company.

Corporators.

Title.

Powers and privileges.

Authorized to improve and use both branches of Muncy creek.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James H. Huling, William Lake, J. W. Sanky, H. D. Fisher, E. D. Huling, Cyrus K. Sanky, John Kleckner, Lewis G. Huling and Peter Olephant, and such as may associate with them by subscribing to the capital stock hereinafter named, and their successors and assigns, be and they are hereby created a body corporate and politic, in deed and in law, by the name, style and title of the Muncy Creek Improvement Company, and by that name shall have perpetual succession, shall be able in law to sue and be sued, implead and be impleaded, may have and use a common seal, and may alter and break the same at pleasure, shall be competent to make by-laws and regulations for the government of the affairs of the corporation, and generally shall have power to do and perform all those acts that are usual, necessary and proper to the efficient management and well being of the corporation hereby created.

SECTION 2. The said corporation shall have power and are hereby authorized to clear out, improve and use all and every part of both branches of Muncy creek, from its mouth to the

head of both branches, viz: Big and Little Muncy creeks, in the counties of Lycoming and Sullivan, and may use all the water of said streams in the floating of saw logs down the same, and generally shall and may have the right to straighten, deepen, crib and widen the channel of the stream aforesaid, in such manner as they may see fit for the purposes aforesaid: *Provided*, That no injury shall be done to private property outside of the limits of the stream aforesaid. Proviso.

SECTION 3. That the capital stock of the said coporation shall be ten thousand dollars, and shall be divided into two hundred shares of fifty dollars each; and the persons named in the first section of this act, or a majority of them, shall organize the said corporation by opening books for the receiving of subscriptions at the borough of Hughsville, Lycoming county, on the first day of March, Anno Domini one thousand eight hundred and seventy; and then and there, after a majority of the stock shall have been subscribed, the stockholders shall proceed to elect a board of five directors to manage the affairs of said company, one of whom shall be the president, and the election of directors of the company shall take place annually, at the same place, on the first Monday of March, and each share of stock shall be entitled to one vote in said election; and if it shall happen, from any cause, the annual day of election shall pass without an election being held, the directors then in office shall remain such until their successors be elected and qualified. Capital stock.
Organization.
Election of directors.

SECTION 4. The capital aforesaid shall be used in improving the navigation of the streams aforesaid, and building a boom at the mouth of said streams, for the protection of the logs floated down said streams; that is to say, to keep them from floating out into the West Branch of the Susquehanna river; and the directors are authorized to call in the stock in such manner and proportion as they may by their by-laws provide. How capital to be used.

SECTION 5. The said company shall have the right to charge and collect toll to the amount of five cents per thousand feet, board measure, for each and every mile rafted down said streams; said toll to be paid to the treasurer of said company within ten days from the time of starting said logs in said streams. Tolls.

SECTION 6. The said company shall be required to file a bond, in the court of common pleas of Lycoming and Sullivan counties, to be approved by each of said courts, in the sum of five thousand dollars, to indemnify all persons holding property on said streams for any loss they may sustain by reason of said improvement: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. To file bonds.
Bonus and taxes

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 162.

An Act

To extend to the county of Elk the provisions of an act relating to the sale of lands for taxes in Potter, Warren, Bradford and Sullivan counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act relating to the sale of lands for taxes in Potter, Warren, Bradford and Sullivan counties," approved the sixteenth day of February, Anno Domini one thousand eight hundred and sixty-seven, are hereby extended so as to embrace the county of Elk: *Provided,* That the redemption for all seated lands heretofore sold for taxes at treasurer's sale, in the county of Elk, shall be on or before the tenth day of June next, wherever the land shall have been sold three years prior to the said tenth day of June aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 163.

An Act

Increasing the fees of witnesses in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the compensation for witnesses, in attendance upon the several courts of the county of Berks, shall be one dollar and twenty-five cents per day.

SECTION 2. It shall be the duty of the prothonotary of the court of common pleas of Berks county, whenever any wit-

Compensation
of witnesses.

Duty of pro-
thonotary.

ness fees are paid in his hands, to retain the same until called for by the person or persons to whom the same is or are due.

SECTION 3. That all laws inconsistent herewith are hereby Repeal.
repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 164.

An Act

To repeal an act, entitled "An Act relative to actions of ejectment in Erie county," approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act relative to actions of ejectment in Erie county," approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven, is hereby repealed. Repeal.

SECTION 2. That no allowance, as provided by said act, shall be made to the counsel of the successful party in any action of ejectment commenced in the court of common pleas of Erie county, before and pending in said court on the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven, and since determined: *Provided*, Such allowance to counsel has not actually been paid over. Allowance to counsel of successful party, relative to.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 165.

An Act

To repeal an act relating to roads in West Bradford township, Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly, entitled "An Act relative to roads in certain townships in Chester county," approved the eighth day of March, Anno Domini one thousand eight hundred and sixty, be and the same is hereby repealed so far as the same relates to the township of West Bradford, in Chester county; and that hereafter the supervisors of roads in said township shall be elected and the roads made and repaired under the provisions of the general road laws of this commonwealth: *Provided*, That the supervisors elected under the provisions of said act of eighth of March, one thousand eight hundred and sixty, shall continue in office and perform the duties of supervisors under the general road laws during the terms for which they were respectively elected; and that thereafter the number of supervisors shall be two, to be elected annually.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 166.

An Act

Creating seven additional notaries public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor of this commonwealth is hereby authorized and empowered to appoint seven additional notaries

public for the county of Allegheny, one to reside and have his office in the borough of Millvale, and one to reside and have his office at Oakdale station, and three to reside and have their offices in the city of Pittsburg.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 167.

An Act

Relating to roads and streets in the borough of Bentleysville, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relative to roads in Uwchlan township, Chester county, and East Bethlehem and East Pike Run townships, Washington county, approved March fourteenth, one thousand eight hundred and sixty-five, be and the same are hereby extended to the borough of Bentleysville, Washington county: *Provided,* That the burgess and town council of said borough shall perform all the duties required of the supervisors in said act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 168.

An Act

Relative to the New Castle and New Wilmington Plank Road Company, in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act of April eleven, one thousand eight hundred and forty-eight, entitled "An Act to incorporate the New Castle and New Wilmington Plank Road Company, in Mercer county," as requires the said company to keep up and to keep in repair that portion of said plank road now located on Jefferson street, in the Second ward of the city of New Castle, now in the county of Lawrence, shall be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 169.

An Act

Incorporating the Graham and Parker Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Colonel William Phelps, William Parker, James E. Brown, H. M'Clintock and James B. Neale, and such others as they may hereafter associate with them, be and they are hereby created a corporation, in deed and in law, by the name, style and title of the Graham and Parker Bridge Company, with power to erect a bridge over the Allegheny river, at or near to and between Graham's Landing, in Clarion county, and Parker's Landing, in Armstrong county; and the said corporation shall be entitled to all the rights and

Corporators.

Title.

Erection of
bridge author-
ized.

privileges and subject to all the provisions and restrictions of Subject to.
the act regulating bridge companies, approved April twelfth,
one thousand eight hundred and fifty-five, and the several
supplements thereto, and of the several acts of assembly in-
corporating or relating to the Kittanning Bridge Company,
except where rendered unnecessary by the passage of this
bill or in conflict with its provisions.

SECTION 2. That the capital stock of said company shall Capital stock.
be thirty thousand dollars, to be divided into shares of fifty
dollars each, with power to the company to increase the same
to an amount necessary to complete said bridge in a good
and substantial manner.

SECTION 3. That when said bridge shall be completed, the Tolls.
company shall be entitled to demand and receive toll from
travelers and others using the same, at the same rates as the
Kittanning Bridge Company are authorized by law to re-
ceive; and all persons are hereby prohibited from using said Prohibition.
river for a public ferry within one mile of said bridge, under
a penalty of five dollars for every person ferried, to be col-
lected as sums of like amount are or may be hereafter col-
lectible in this state.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 170.

An Act

To extend the provisions of the act, entitled "An Act relative to the
collection of school tax in the township of Solebury, Bucks coun-
ty," approved the twelfth day of March, Anno Domini one thou-
sand eight hundred and sixty-nine, to the township of Bristol,
Bucks county.

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That the provisions of the act, entitled "An Act relative to
the collection of school tax in the township of Solebury,
Bucks county," approved the twelfth day of March, Anno
Domini one thousand eight hundred and sixty-nine, be and

the same are hereby extended to the township of Bristol, Bucks county.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 171.

An Act

Authorizing the trustees of the Erie academy to invest the funds of
said academy in certain bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
That the trustees of the Erie academy are hereby authorized and empowered to invest any funds belonging to said academy in Erie city bonds, or United States government bonds.

Investment of
funds.

Repeal.

SECTION 2. All laws or parts of laws inconsistent herewith
be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini
one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 172.

An Act

To authorize the construction of a bridge over Oil creek, at Rouseville, in the township of Cornplanter and county of Venango

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That E. M. Hukill, F. W. Mitchell and Theodore C. Spencer, their heirs and assigns, shall, after having obtained the written consent of the owners of the right of way on each side of Oil creek, on the Archibald Buchanan farm, to erect a bridge on said farm, have the exclusive right and privilege to construct, maintain and keep up a wagon bridge, at their own expense, across Oil creek, on the Archibald Buchanan farm, at Rouseville, in the township of Cornplanter and county of Venango, and to erect gates, and demand and receive tolls for crossing said bridge, not exceeding the following rates, to wit: For each double team and wagon or carriage, fifteen cents; for each single horse and wagon or carriage, ten cents; for each single horse, with or without rider, five cents; for each foot passenger, three cents; for each head of horn cattle, three cents; for each head of sheep or swine, one cent.

Construction of bridge authorized.

Location.

Gates may be erected and tolls charged.

Rates of tolls.

SECTION 2. That said E. M. Hukill, F. W. Mitchell and Theodore D. Spencer, their heirs and assigns, shall keep said bridge, at all times, in good repair for the passage of teams, wagons and foot passengers: *Provided*, That said bridge shall be so constructed and maintained as not to obstruct the free navigation of said stream for flat-boats, rafts and barges.

Bridge to be kept in good repair.

Navigation not to be obstructed

SECTION 3. That all general laws of this commonwealth for the protection of bridges are hereby made applicable to this bridge; and all remedies given to bridge companies by general laws against violation of the same, and injuring bridges and evading the payment of tolls, are hereby given to said E. M. Hukill, F. W. Mitchell and Theodore C. Spencer, their heirs and assigns.

Certain laws made applicable to.

SECTION 4. That this charter shall continue for the term of twenty years from the approval of this act; and all other persons are prohibited from erecting or maintaining a wagon bridge across said creek, within one hundred and sixty rods above and below said bridge: *Provided*, The one hundred and sixty rods does not extend beyond the southern boundary of the Rynd farm.

Limitation.

Prohibition.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 173.

An Act

To provide for the appointment of a police justice in the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Court to appoint
police justice.

That at the first meeting of the court of common pleas in and for the county of Erie, after the passage of this act, and every five years thereafter, and as often as a vacancy shall occur, by death, resignation or otherwise, there shall be appointed by said court one person, resident of the city of Erie, learned in the law, and in good standing at the bar of said county, to be a police justice in and for said city of Erie, who shall be commissioned by the governor, and shall hold his office for and during the term of five years, and until his successor in office shall be appointed and commissioned as aforesaid.

Qualifications.
To be commis-
sioned.

Term of office.

Jurisdiction
and powers.

SECTION 2. Said police justice shall have exclusive jurisdiction in all actions and suits for violations of the laws and ordinances of and relating to said city, and for the recovery of all fines and forfeitures due said city: *Provided*, That in case any fine shall exceed five dollars and thirty-three cents, or any forfeiture shall exceed in value five dollars and thirty-three cents, the right of appeal to the court of common pleas of Erie county shall not be abridged by anything contained herein: *And provided*, That such appeal be taken under the provisions contained in the charter of said city relating to appeals, passed April fourteenth, one thousand eight hundred and fifty-seven; he shall also exercise the criminal jurisdiction of justices of the peace, and shall have power to administer oaths, take depositions and acknowledgments of deeds.

Docket.

SECTION 3. Said police justice shall keep a docket, in which all proceedings had before him shall be entered at length, which docket shall be delivered to his successor in office; and he shall be subject to all the rules and regulations governing justices of the peace under existing laws of this commonwealth, except as herein provided.

Subject to.

To give bond.

SECTION 4. He shall give his bond in the sum of two thousand dollars, with one or more sufficient sureties, which bond shall be taken by the prothonotary, in the name of the commonwealth, conditioned for the faithful appropriation of all moneys that come into his hands as an officer.

Senior justice of
peace to act in
certain cases.

SECTION 5. That in case of absence or inability of said police justice to attend to the duties of his office, the acting senior justice of the peace in office in said city at the time shall be vested with all the powers and duties of said police justice.

Fees.

SECTION 6. He shall be entitled to receive the same fees allowed by the laws of this commonwealth to justices of the peace for similar services, and one dollar additional for each case heard before him, the losing party to pay all costs, ex-

cept in case of the disability to pay, the commitment or discharge of any person arrested for violations of the laws and ordinances, rules and regulations of said city, the costs shall be paid by the city of Erie; and in all cases of hearing complaints and taking recognizances in the name of the commonwealth, the costs shall be paid as now provided for by law. Payment of costs, regulated.

SECTION 7. Said police justice shall make such rules and regulations, as to the time and manner of holding court, as he shall deem proper, except that he shall hold one session, at least, every day, (Sundays excepted,) for the purpose of hearing complaints against persons that may be under arrest for violations of the laws and ordinances, rules and regulations of said city of Erie. May make rules as to time and manner of holding court.

SECTION 8. All acts or parts of acts, inconsistent herewith, be and the same are hereby repealed. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 174.

An Act

Authorizing the borough of Sewickley, Allegheny county, to levy an extra tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Sewickley, in the county of Allegheny, be and they are hereby authorized to levy a special tax, not exceeding ten mills on the dollar of the assessed value of all property made taxable for state and county purposes, in addition to the borough tax now authorized, the said tax to be expended in making, grading and repairing the roads and streets, culverts, crossings and side-walks in said borough, and to be in lieu of all other assessments, in the general act regulating boroughs authorized to be made for like purposes: *Provided*, That during the next three years after the passage of this act, it shall be obligatory upon the burgess and councils of said borough to spend at least the amount derived from three mills of said tax in making, repairing and graveling the side-walks of the streets of said borough. Burgess and council authorized to levy special tax. How tax to be expended. Proviso.

Payment of
taxes, relative
to.

SECTION 2. That hereafter all taxes payable in the borough of Sewickley, in the county of Allegheny, shall be paid to the treasurer of said borough within such time and subject to the same provisions of law as are enacted and govern the payment of taxes to the treasurer of the said county of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 175.

An Act

To transfer a portion of the fund of the Chatham school district, in the county of Tioga, to the township fund of said district.

WHEREAS, By the act of one thousand eight hundred and sixty-eight the surplus bounty fund in the several townships of the commonwealth was transferred to the several school districts:

And whereas, There was a surplus bounty fund of one thousand dollars in Chatham township, Tioga county, which was, in accordance with the provisions of said act, transferred to the school fund:

And whereas, The said school district being in no present want of funds, and the township being in pressing need of the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the treasurer of the school district of Chatham, in the county of Tioga, be and is hereby authorized and directed to pay to the treasurer of the township of Chatham the sum of five hundred dollars, being a portion of the moneys arising from the surplus bounty fund of said Chatham township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 176.

A Supplement

To an act, entitled "An Act to incorporate the Fall Brook Coal Company," approved the seventh day of April, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Fall Brook Coal Company is hereby authorized and empowered to receive title, and to hold in fee simple the lands and real estate in the county of Tioga, now held in the name of the late John Magee, of Schuyler county, New York, and in the name of the trustees of his estate; also such other lands in the said county of Tioga as may be necessary or convenient in the business of the company.

May hold lands
in Tioga county.

SECTION 2. That the said company be and is hereby authorized and empowered to lease or acquire title to any railroad now or hereafter built in the county of Tioga, and operate the same.

May lease rail-
road.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 177.

An Additional Supplement

To an act incorporating the American College of Medicine in Pennsylvania, passed February twenty-sixth, Anno Domini one thousand eight hundred and fifty-three, and the supplement approved March fifteenth, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said corporation shall have the additional power of teaching all branches of the arts and sciences, and the conferring of all the usual degrees of the same, together with

that of establishing a hospital, to be known as the University hospital, and of issuing stock, in shares of fifty dollars or upwards, of sufficient amount to purchase buildings, lands and other perquisites essential to the establishment and successful working of said university and hospital; and the said property shall be free from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 178.

An Act

To extend the provisions of an act to authorize the appointment of an auctioneer in Clinton county, and in the borough of Meadville, in Crawford county, approved the thirtieth day of March, Anno Domini one thousand eight hundred and fifty-four, and of the supplement thereto, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-five, to Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act to authorize the appointment of an auctioneer in Clinton county, and in the borough of Meadville, in Crawford county, approved the thirtieth day of March, Anno Domini one thousand eight hundred and fifty-four, and of the supplement thereto, approved the fifth day of April, Anno Domini one thousand eight hundred and fifty-five, be and the same are hereby extended to the county of Crawford, with authority to the governor to appoint such number additional, from time to time, as may called for by petition, and shall be by him deemed expedient.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 179.

An Act

Relative to the election of overseers of the poor and assistant assessors in the township of Allegheny, in the county of Armstrong.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act each qualified voter of the township of Allegheny, in the county of Armstrong, shall only vote, at the annual township elections, for one person for overseer of the poor, and one person for assistant assessor; and the two persons having the highest number of votes for overseer of the poor, and the two persons having the highest number of votes for assistant assessor, shall be publicly declared to be duty elected.

Election of overseers of poor and assistant assessors, relative to.

SECTION 2. The number of overseers of the poor and assistant assessors shall remain as heretofore under existing laws.

Number.

SECTION 3. The constable of said township shall give the requisite notice of the passage of this act.

Notice of passage of act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 180.

An Act

To extend the jurisdiction of justices of the peace to certain criminal proceedings in the counties of Wayne and Pike.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of the act, approved the first day of May, in the year of our Lord one thousand eight hundred and sixty-one, entitled "An Act to change the mode of criminal proceedings in the counties of Erie and Union," with its

several supplements, be and the same are hereby extended to the counties of Wayne and Pike.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 181.

An Act

Extending to Venango county an act to enlarge the jurisdiction of justices of the peace in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act to enlarge the jurisdiction of justices of the peace in the county of Erie, approved February eighteenth, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to Venango county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 182.

An Act

To enable the governor to issue a commission to John M. Gibboney, as justice of the peace for Allegheny township, Blair county.

WHEREAS, At the election held in and for the township of Allegheny and county of Blair, on the third Friday of March,

Anno Domini one thousand eight hundred and sixty-nine, John M. Gibboney was elected to the office of justice of the peace, but did not file his acceptance of said office with the prothonotary of the court of common pleas of Blair county within the time limited by law:

And whereas, The citizens of said township labor under great inconvenience for the want of a justice of the peace, and it is their desire that said John M. Gibboney should be commissioned as such; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor be and he is hereby authorized to issue a commission to John M. Gibboney, as a justice of the peace for the township of Allegheny and county of Blair; and that the said John M. Gibboney shall hold said office of justice of the peace for and during the term of five years from date of his election.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 183.

An Act

To establish a ferry over the Allegheny river, at Russell farm, Scrubgrass township, in Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Canan and W. C. Mann, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings on each side of the Allegheny river, at Russell farm, Scrubgrass township, in Venango county, and to use the said river between the said landings as a public ferry; also the right and privilege of erecting posts on any land or lands contiguous thereto, and to extend therefrom, and across the Allegheny river, a chain or wire, in order to facilitate the crossing said stream; and also the right and privilege of making all necessary roads to connect their landings with the public roads: *Provided,* That the said John A. Canan and W. C. Mann, and ^{Ferry authorized.} ^{Damages.}

Navigation not to be obstructed. their heirs and assigns, shall pay to the owner or owners of the land or lands on which the said landings or other improvements hereby authorized shall be made, all damages which shall accrue to the said owner or owners in consequence thereof, to be assessed in the same manner as damages for the opening of public roads are now by law assessed; but the said John A. Canan and W. C. Mann, their heirs and assigns, shall have the right to make said improvements immediately: *Provided*, That the said rope or wire shall be elevated or arranged so as not to obstruct or retard the navigation of said river.

Landings and ferry to be kept in good order. SECTION 2. That the said John A. Canan and W. C. Mann, their heirs and assigns, shall keep the said landings, ferry and roads in good order and repair, fit for the transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful and sober ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams, carriages, et cetera, across the river, with reasonable diligence and care.

Tolls. SECTION 3. That the rates of toll shall be the same as contained in the third section of an act, entitled "An Act to establish a ferry over the Allegheny river at Franklin, in the county of Venango," approved March, Anno Domini one thousand eight hundred and sixty-four.

Penalty for injuring property. SECTION 4. That if any person or persons shall wilfully pull down, cut or break, or in any way injure or destroy any rope, wire, boat or other property, or shall take from its mooring any craft or boat belonging to said ferry, he, she or they so offending shall each of them forfeit and pay to the said John A. Canan and W. C. Mann, their heirs or assigns, the sum of thirty dollars in addition to all damages sustained by the owner or owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

Prohibition. SECTION 5. That all persons except the said John A. Canan and W. C. Mann, their agents and assigns, are hereby prohibited from using the said Allegheny river for the purpose of a ferry within the distance of one mile of said established ferry; and any person or persons violating the provisions of this section of this act shall forfeit and pay to the said John A. Canan, his heirs and assigns, the sum of fifty cents for every traveler, team, head of cattle, horse or carriage ferried over the said river within the above mentioned bounds, to be recovered as the penalties in the fourth section of this act are recovered.

Penalty. SECTION 6. That any person or persons who shall violate the provisions of this act shall forfeit and pay to the said John A. Canan, his heirs and assigns, the sum of fifty cents for every traveler, team, head of cattle, horse or carriage ferried over the said river within the above mentioned bounds, to be recovered as the penalties in the fourth section of this act are recovered.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 184.

An Act

To authorize the commissioners of Lehigh county to erect foot side-walks adjoining the stone bridge crossing the Jordan creek, at the Hamilton street crossing, in the city of Allentown, in the county of Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Lehigh county are hereby authorized to erect foot side-walks adjoining the stone bridge crossing the Jordan creek, at the Hamilton street crossing, in the city of Allentown, county of Lehigh, Pennsylvania, at the cost and expense of the said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 185.

An Act

Relating to road supervisors in West Deer township, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of West Deer township, in the county of Allegheny, at their next annual election for township officers, are empowered to elect six supervisors of roads, one from each school district in said township, two of whom shall be elected for one year, two for two years and two for three years, so that two of said supervisors shall be elected every year after the first election as aforesaid, in the manner of electing school directors in said township.

Election of supervisors, relative.

SECTION 2. That said supervisors shall have all the powers and authority to levy a sufficient road tax as the supervisors of roads have been exercising in said township, and in addi-

Powers and authority to levy tax.

tion thereto to levy a special tax not exceeding three mills, for the opening of new roads.

May give out opening and repairing of roads by contract.

SECTION 3. It shall be lawful for said supervisors to give out the opening and repairing of said roads by contract, either apportioning to each tax-payer his part of the work on said roads, according to the amount of his taxes, and nearest his premises, or to collect the road taxes aforesaid in money and expend the same in employment of men and animals by the day, or contract for the performing of said work with the lowest and best bidder, as they may deem proper and expedient; in case the said supervisors give out contracts to the tax-payers to perform an amount of work commensurate with the amount of his road tax, it shall be for a term of not less than one or more than five years, and shall have all necessary power to compel the performance of said work within a reasonable time, or in case of neglect, to have it done at his expense.

Terms of contracts.

Compensation.

SECTION 4. That said supervisors are to receive the same compensation for services that the supervisors of said township have been heretofore paid by law; all laws or parts of laws inconsistent herewith are hereby repealed.

Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 186.

An Act

Repealing an act, approved the twenty-sixth day of February, Anno Domini one thousand eight hundred and sixty-nine, entitled "A supplement to an act to incorporate the Susquehanna and Lehigh turnpike road," approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and four, entitled "An Act to enable the governor of this commonwealth to incorporate a company for making an artificial road, by the best and nearest route, from the North-Eastern Branch of the Susquehanna river, between the Lower Whopehauley and Nescopeck creek, in Luzerne county, to the north side of the Nesquehoning creek, near its entrance into the river Lehigh," approved the twenty-sixth day of February, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the act, entitled "A supplement to an act, entitled 'An Act to incorporate the Susquehanna and Lehigh turnpike road,' approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and four, entitled 'An Act to enable the governor of this commonwealth to incorporate a company for making an artificial road, by the best and nearest route, from the North-Eastern Branch of the Susquehanna river, between the Lower Whopehauley and Nescopeck creek, in Luzerne county, to the north side of the Nesquehoning creek, near its entrance into the river Lehigh,'" approved the twenty-sixth day of February, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 187.

An Act

To establish a ferry over the Allegheny river, at the M'Millen farm, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. W. Jones and Isaiah S. Gibson, their heirs and assigns, shall have the right and privilege, at their own expense, to make good, sufficient and convenient landings and roads to the nearest public highways to said landings, on the east and west side of the Allegheny river, at the M'Millen farm, Rockland township, in Venango county, then across said river to Clinton township, in said county, and to use said river for a public ferry: *Provided,* That should any private property be injured by making said landings or roads, the said C. W. Jones and Isaiah S. Gibson shall pay all such damages, to be assessed in the same manner as damages for opening of private roads are assessed; but the said C. W. Jones and Isaiah S. Gibson, their heirs and assigns, shall keep the said landings, ferry and roads in good order and repair, fit for the transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful, sober

Ferry authorized.

Damages.

Landings, &c., to be kept in good order.

ferryment, who shall constantly, as occasion may require, attend for the purpose of conveying passengers, teams, carriages, et cetera, across said river, with reasonable diligence and care.

Tolls.

SECTION 2. That the said C. W. Jones and Isaiah S. Gibson, their heirs and assigns, as a remuneration for keeping up and in good order the said landings, ferry and roads, shall receive, for conveying persons, teams, carriages, et cetera, across said river, toll not exceeding the following rates: For each foot passenger, five cents; each person and horse, fifteen cents; for each one horse carriage or wagon, twenty-five cents; for each two horse carriage or wagon, thirty cents, and each additional horse, ten cents; for each yoke of oxen, twenty-five cents; for each head of horned cattle, five cents, and for all things not enumerated in this list, the amount received by other ferries of like character crossing said river; if they shall deem it necessary or desirable, to facilitate crossing, they shall have the privilege of erecting a wire or rope across said river: *Provided*, Said rope or wire be elevated so as not to obstruct or retard the navigation of said river.

Penalty for injuring property.

SECTION 3. That if any person or persons shall wilfully pull down, cut or break, or in any way injure or destroy any rope or wire, boat or other property, or shall take from its mooring any craft or boat belonging to said ferry, he, she or they so offending shall each of them forfeit and pay to the said C. W. Jones and Isaiah S. Gibson, their assigns, the sum of thirty dollars, in addition to all damages sustained by the owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution of relief from any law of this commonwealth exempting property from levy and sale for debts.

Prohibition.

SECTION 4. That all persons, except C. W. Jones and Isaiah S. Gibson, their heirs, agents or assigns, are hereby prohibited from using said river for the purpose of a ferry, within the distance of one-half mile of said established ferry; and any person or persons violating the provisions of this section of this act, shall forfeit and pay to the said C. W. Jones and Isaiah S. Gibson, their heirs or assigns, the sum of fifty cents for every traveler, team, head of cattle, horse or carriage, ferried over said river within the above mentioned bounds, to be recovered as the penalties in the third section of this act are recovered.

Penalty.

Abandonment of ferry.

SECTION 5. The said C. W. Jones and Isaiah S. Gibson, their heirs and assigns, at any time after a bridge is completed below M'Millen farm, shall have power to abandon or vacate said ferry; otherwise this act shall be and remain in full force for the period of twenty years.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 188.

A Supplement

To an act to incorporate the Venango Water Company, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-three.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Venango Water Company are hereby authorized to increase their capital stock, from time to time, to an amount or amounts necessary to extend and complete their works, and pay any debts which are now or may hereafter be created.

Authorized to increase capital stock.

SECTION 2. That at any election of officers for said company, each share of stock shall entitle the owner thereof to one vote, either in person or by proxy.

Stock, how voted at elections.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 189

An Act

To incorporate the Scranton and Olyphant Boulevard Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That George Coray, Lewis Jones, S. M. Nash, H. S. Pierce, James S. Slocum, ——— Filer, H. K. Grant, Edward Dalph and David Voyle, or any five of them, be and they are hereby appointed commissioners to open books and receive subscriptions and organize a company, by the name, style and title of the Scranton and Olyphant Boulevard Company, with power to construct a turnpike road, to be well surfaced with broken stone and gravel, from the intersection of Gibson street with Madison avenue, at Fairhaven, in the city of Scranton, to a point at or near the depot at Olyphant, on the Delaware and

Commissioners.

Title.

Construction of turnpike authorized.

Subject to. Hudson railroad, in the township of Blakely, county of Luzerne, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto.

Capital stock. SECTION 2. That the capital stock of said company shall consist of three thousand shares of ten dollars each: *Provided*, A majority of stockholders voting at a public meeting called for that purpose may increase the capital stock to so much as shall be necessary in their opinion to carry out the true intent and meaning of this act: *Provided further*, That the said company shall have power to borrow money at any rate of interest, not exceeding eight per centum per annum, and issue bonds therefor, for the purpose of completing the road, and to secure the same by mortgage of their road and franchises; said bonds in no case to be of less amount than fifty dollars, with semi-annual coupons attached, redeemable ten years from date.

Prohibition. SECTION 3. That no railroad shall ever be constructed on or over said road, or any part thereof, by said company, nor shall any other company be authorized to construct a railroad on or over the bed of said turnpike without first making adequate compensation to said company: *Provided*, That this section shall not be so construed as to prohibit any railroad company from crossing over their road.

When gates may be erected and tolls collected. SECTION 4. That said company may commence their road at any point at their election; and whenever said company have finished two or more continuous miles of said road they shall have power to erect gates and collect toll thereon: *Provided*, That no toll gate shall be erected nearer the southern terminus of the road than fifty rods: *And provided further*, That persons residing on the line of said road, within the present limits of the city of Scranton, shall pass free of toll to, from and between their respective residences and the terminus of said road at Gibson street.

Commencement and completion. SECTION 5. That if said company shall not commence the construction of said road within one year, and finish the same within one year thereafter, this act shall be null and void, except so far as may be necessary to settle up the affairs and pay the debts of the company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 190.

A Supplement

To an act, entitled "An Act relating to the draining of wet or spouty lands in certain counties," extending the provisions of said act to Allegheny county, and extending the same to the draining and ventilating of coal and other mines in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, approved the fourth day of April, one thousand eight hundred and sixty-three, entitled "An Act relative to the draining of wet or spouty lands in certain counties," be and the same are hereby extended to the county of Allegheny; and the provisions of said act shall extend to, apply to, and authorize the draining and ventilating of coal and other mines in said county, in, over or under the lands of other owners, by drains, shafts, drifts or otherwise; and the proceedings in such cases shall be in all respects the same as in cases where the draining is for agricultural purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 191.

An Act

To prevent the sale of intoxicating liquors in the borough of Fayette City, Fayette county, and within two miles of the limits of said borough, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act no license shall be issued to any person or persons to sell spirituous, vinous, malt or brewed liquors, for drinking purposes, within the limits of the borough of Fayette City, Fayette county, nor within

Issuing licenses to sell liquors for drinking purposes, prohibited.

two miles of the limits of said borough, in said county: *Provided however*, That persons who are already licensed to sell said spirituous, vinous, malt and brewed liquors as aforesaid, within the limits aforesaid, shall not be prevented from selling the same until after the expiration of their licenses.

Penalty for giving prescriptions for liquors, except in cases of sickness.

SECTION 2. Every physician, medical advisor or other person who shall give, sign, issue or make out any written or printed prescription for spirituous, vinous, malt or brewed liquors, or any admixtures thereof, which may be used as a beverage, for any person or persons within the limits of the borough of Fayette City, and within two miles of the same, in the county of Fayette, except in cases of absolute sickness, shall be guilty of a misdemeanor, and being convicted thereof, shall be sentenced to pay a fine, not exceeding five hundred dollars, and undergo an imprisonment not exceeding six months.

Apothecaries, &c., prohibited from furnishing liquors except on physicians' prescription.

SECTION 3. No apothecary or druggist, or his or her clerk or apprentice, living or doing business within the limits prescribed in the first and second sections of this act, shall give way, furnish, sell, prescribe or in anywise dispose of to any person or persons any spirituous, vinous, malt or brewed liquors, or any admixtures thereof, or any patent medicines which may be used as a beverage, except upon the prescription of a regular physician; and every druggist or apothecary, within the limits aforesaid, shall keep a regular prescription book, in which all prescriptions for any spirituous liquors, or admixtures thereof, shall be entered, the name or names of the person or persons for whom, by whom and to whom issued, the quantity and the date thereof, which book shall be open to inspection; and every person violating any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding five hundred dollars, or be imprisoned for any period not exceeding six months, or both or either, at the discretion of the court.

Druggists to keep book.

What to be entered therein.

To be open for inspection.

Penalty for violating provisions of section.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 192.

A Supplement

To an act approved April eleventh, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act to authorize the appropriation of certain road taxes in the county of Clinton to the construction of the public roads laid out within the district composed of the lands upon which said taxes are levied."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, entitled "An Act to authorize the appropriation of certain road taxes in the county of Clinton to the construction of the roads laid out within the district composed of the lands upon which said taxes are levied," approved April eleventh, Anno Domini one thousand eight hundred and sixty-eight, so far as the same applies to the township of Beech Creek, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 193.

An Act

To authorize the sale of lands in Sandy Creek township, Venango county, for poor taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all poor taxes assessed, or which shall hereafter be assessed, on any lands in the township of Sandy Creek, in the county of Venango, whether seated or unseated, on which personal property cannot be found sufficient to pay the said taxes, shall be returned by the collector thereof to the commissioners of said county, and the said lands shall be sold in satisfaction thereof, in the same manner as school and road

taxes are now required by law to be returned, and lands in the said county of Venango to be sold in satisfaction thereof: *Provided*, That if the owner or owners of such lands shall voluntarily pay the said taxes to the collector thereof, the same shall not be returned.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 194.

An Act

To enable the members of the bar of Crawford county to form a library association with corporate powers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Members of bar
authorized to
form associa-
tion.

That the members of the bar of Crawford county be and they are hereby authorized and empowered to form themselves into an association, to procure, hold and enjoy a law and miscellaneous library, and other necessary conveniences thereto, for their private use and benefit.

When deemed a
corporation.

SECTION 2. When the members, or such of them as may be present, shall have met, and formed their association by the election of a president and such other officers as they may desire, they shall be deemed a corporation, by the name of the Crawford County Law Library Association, and as such shall have all the rights and powers of a corporation for the purpose contemplated by this act.

Name.

Powers of asso-
ciation.

SECTION 3. The association shall have power to define the terms of membership in it, pass by-laws, as occasion may require, for its regulation, the election of its officers, and how and in what manner the books may be used.

May purchase
books, &c.

SECTION 4. The association may purchase and receive all such books as it may deem advisable, a suitable room in which to keep them, and such furniture as may be desirable for their comfortable enjoyment; and to enable it to procure all the Pennsylvania reports, pamphlet laws and digests of the state, and other elementary legal works, it shall be entitled to have and enforce collection and payment of one-half of the fines imposed, and of the recognizances forfeited in criminal cases

To have portion
of fines and for-
feitures in crim-
inal cases.

in the quarter sessions and oyer and terminer of Crawford county.

SECTION 5. When the association has been organized and the articles and terms of its creation have been agreed upon, a copy thereof, certified by the president and secretary, may, with the leave of the court of common pleas, be entered and placed among the records of the court, and be indexed, as also certified copies thereof in all matters touching or affecting the rights and interests of the association.

Copy of articles
of creation may
be placed among
records of court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 195.

An Act

To repeal an act relative to the treasurer of the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for any person hereafter to be elected treasurer of the county of Erie, to hold said office longer than one term of two years in any period of four consecutive years.

Not eligible to
re-election.

SECTION 2. That any law or laws, or parts thereof, heretofore passed, inconsistent with the provisions of this act, be and the same are hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 196.

A Supplement

To an act, entitled "An Act extending an act, approved April second, Anno Domini one thousand eight hundred and sixty-seven, relative to the fees of jurors, coroners, auditors and witnesses in the county of Venango," approved the fifth day of February, Anno Domini one thousand eight hundred and sixty-nine.

WHEREAS, The word "coroners" occurs in the act to which this is a supplement, and does not occur in the act, the provisions of which the act to which this is a supplement was intended to extend:

And whereas, The word "commissioners" occurs in the act, the provisions of which the act to which this is a supplement was intended to extend, and does not occur in the act to which this is a supplement; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the word "coroners," wherever it occurs in the act to which this is a supplement, shall be read and taken to be "commissioners," with like effect as if the said word "commissioners" had been originally written in the act to which this is a supplement, any thing in said last mentioned act to the contrary notwithstanding.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 197.

An Act

To regulate the fees of assessors and assistant assessors in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the pay of assessors of county rates and levies, for the county of Crawford, shall hereafter be as follows: For each taxable assessor, ten cents; for each voter registered, five cents; for enrolment of militia, three cents each, and six cents per mile circular for making returns to the commissioners' office: *Provided*, That upon the year of the tri-ennial assessment two cents additional shall be paid for each name assessed; the above fees to be in full for assessment, registry, copying and footing duplicates, and all other labor required by law of the assessors; the pay of the assistant assessors shall be the same as heretofore fixed by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 198.

An Act

Relating to roads in Jefferson and Buffalo townships, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relating to roads in Uwchlan township, Chester county, and East Bethlehem and East Pike Run townships, Washington county, approved March fourteenth, one thousand eight hundred and sixty-five, be and the same is hereby extended to Jefferson and Buffalo townships, Washington county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 199.

An Act

Extending the criminal jurisdiction of justices of the peace in the counties of Tioga and Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Justices authorized to hear and determine certain offences.

That the several justices of the peace of the counties of Tioga and Susquehanna be and they are hereby authorized to hear and determine, in the manner hereinafter provided, the several offences and misdemeanors mentioned in the thirtieth, thirty-first, forty-fourth, forty-sixth, sixty-ninth, seventy-second, ninety-seventh, one hundred and third, one hundred and twelfth, one hundred and fortieth, one hundred and forty-eighth, one hundred and fifty-second sections of the act of the thirty-first of March, Anno Domini one thousand eight hundred and sixty, entitled "An Act to consolidate, revise and amend the penal laws of this commonwealth."

Information to be read in hearing of defendant

SECTION 2. Whenever any person shall be brought before a justice, on a warrant issued by said justice, founded on the oath or information of the party aggrieved, or by some one acting for the party aggrieved, the complaint or information shall be fully read aloud in the hearing of the defendant or party accused; and if the defendant shall plead guilty of the charge against him, the justice shall proceed to inquire into the circumstances of the case, so far as he shall think best for a proper understanding of the defendant's guilt, and shall proceed to pass sentence upon the defendant, which sentence shall have the full force and effect of a sentence pronounced by the court of quarter sessions in like cases, and the defendant shall be committed to the jail of the county until the sentence be complied with.

Proceedings where defendant pleads guilty.

Proceedings where defendant pleads not guilty.

SECTION 3. If the defendant shall plead not guilty to the offence charged, and shall at the same time signify his determination to be tried by a jury of six before the said justice, the justice shall make an entry to that effect upon his docket, and the defendant shall then enter into recognizance, with good and sufficient surety, or sureties, conditioned for his appearance before the said justice at a day certain, and not depart without leave until discharged according to law; but if the defendant shall not enter into such recognizance as aforesaid, it shall be the duty of the constable to keep him or her safely until discharged by course of law; and in either case the justice shall proceed to the trial of the cause in the manner pointed out in the following sections of this act; but if the defendant shall not signify his or her determination to be tried before said justice, the justice shall proceed with the defendant the same as if this act had not been passed.

SECTION 4. Whenever a defendant shall signify his or her

determination to be tried by a jury of six, before the justice of the peace, for any of the offences of which a justice of the peace shall have jurisdiction, according to the provisions of the first section of this act, in the manner pointed out in the foregoing section, the said justice is hereby required to issue a *venire*, directed to the constable of the proper borough or township where the said cause is to be tried, commanding him to summon six good and lawful men, citizens of said borough or township, and having the qualifications of electors therein, who shall be in no wise of kin of either defendant or complainant, nor in any manner interested, who shall be chosen as follows, to wit: The justice shall write in a panel the names of eighteen persons, from which the defendant, his agent or attorney, shall strike one name, the complainant or prosecutor one, and so on alternately until each shall have stricken six names; and the remaining six shall constitute the jury, to be and appear before such justice at the time to which said cause shall have been adjourned, to serve as a jury for the trial of such cause: *Provided*, That if either party shall neglect or refuse to aid in striking the jury as aforesaid, the justice shall strike the same in behalf of such party.

How juries to be summoned.

How impaneled

SECTION 5. It shall be the duty of such constable to make service of said *venire*, and to return the same, with the names of the persons by him summoned, at the time appointed for the trial of the cause.

Duties of constables.

SECTION 6. It shall be the duty of such constable to be in attendance on said court at the time appointed for said trial, and during the progress of the same, and if by reason of challenge for cause, sickness or other disability, the persons whose names shall be returned by the *venire*, or any of them, shall not be impanelled as jurors, the said constable shall fill the panel from the bystanders, as is done by the sheriffs in the court of common pleas; and the said constable shall be allowed, for his attendance on said court, one dollar per day, in addition to the fees already allowed by law, to be taxed in the bill of costs; and at the close of the trial the jury shall be conducted by the constable to some private and convenient place, where they may deliberately and without interruption consult upon their verdict.

Talesmen.

Fees of constables.

SECTION 7. The competence and credibility of witnesses, the form of the oaths and jurors and witnesses, and the constable who shall wait upon the jury, shall be the same as in the trial of the same offences in the court of quarter sessions, and the jury shall have the same jurisdiction and control over the payment of costs: *Provided*, That the county shall in no case be liable for either the prosecutor's or the defendant's bill of costs; and the justice, in case the jury shall by their verdict direct that the prosecutor or defendant shall pay the whole, or any part of the costs, shall proceed to pass sentence accordingly; and the party who shall be thus sentenced shall be committed until the sentence be complied with.

Witnesses.

Costs.

SECTION 8. The verdict of the jury shall be final and conclusive upon all questions of fact involved therein, and no writ of *certiorari* or error, or appeal, shall be allowed for the review of such case of fact so tried by the jury; and in case

Effect of verdict.

- Proceedings on certiorari. the proceedings shall be removed to a higher court, upon *certiorari* or otherwise, the district attorney shall thereafter conduct the proceedings in behalf of the commonwealth, and his fee shall be the same as upon indictments found by the grand jury, to be taxed and paid as the other costs of the case; and if the proceedings shall be reversed, on any *certiorari* or writ of error, sued out on behalf of the defendant, on account of any defect in the statement of the offence with which the party is charged, the court shall send the proceedings back to the justice for a new trial, and direct the information or accusation in said case to be amended by the district attorney and sworn to by the prosecutor, and thereupon the defendant shall be required to enter his plea to such amended information or accusation; and thereupon the new trial shall proceed before the justice as on the former hearing.
- New trials.
- Sentences. SECTION 9. Whenever the jury shall render a verdict of guilty, the justice shall proceed to pass sentence upon the defendant, according to law, and with the like effect as if the defendant had plead guilty or been convicted in the court of quarter sessions; and any sentence of imprisonment which may be imposed shall only be inflicted in the county jail; and all fines imposed shall be collected and paid into the school fund of the school district in which the offence was committed; and it shall be the duty of the justice to receive the amount of the fine and pay it into the treasury of the proper district, and any neglect to pay the same as aforesaid shall be considered a misdemeanor in office.
- Appropriation of fines.
- Fees of justices. SECTION 10. In all cases which shall be tried by a jury, under the provisions of this act, the justice of the peace trying the same shall be entitled to a fee of two dollars, in addition to the fees already allowed by law; and each juror shall be entitled to one dollar per day, to be taxed as costs.
- Penalty on defaulting jurors SECTION 11. When any person shall be summoned to attend as a juror, and shall fail to attend at the time and place specified in the venire, having no reasonable excuse to assign for such failure, every such person shall be fined any sum not exceeding ten dollars, for which fine the justice shall render judgment in the name of the commonwealth, and issue execution therefor, and when collected shall pay the same into the township or borough school treasury, for the use of the common school therein.
- Recognizances for appearance SECTION 12. If the defendant shall plead not guilty, and demand a trial by jury, as provided in section three of this act, the justice shall make an entry to that effect in his docket and require the defendant to enter into a recognizance, with good and sufficient surety, or sureties, conditioned for his or her appearance before said justice, not less than four nor more than ten days thereafter, unless the defendant shall then make affidavit that he or she cannot, within the longest time mentioned, procure the necessary witnesses for his or her defence, when the hearing shall be continued by the justice to such time as will give the defendant a reasonable and fair opportunity to procure the evidence; and if the defendant shall not enter into such recognizance, and the day of trial shall be postponed for a longer period than ten days, the consta-
- Postponement of hearing.

ble may commit the defendant to the jail of the county for safe keeping until the day of trial, and for such service shall be allowed the fees now allowed by law: *Provided*, That if the office of the justice shall be within ten miles of the jail of the said county, the constable may, in every case in which bail is not given, commit the said defendant to jail for safe keeping.

SECTION 13. The jury provided for in this act shall be selected and struck on the day on which the defendant shall first be brought before said justice, if both parties are present in person or by attorney; but if the defendant desires counsel he shall have reasonable time to procure the same, and in the meantime he shall be securely kept by the constable, and the day of trial shall in all cases be computed from the time of choosing said jury: *Provided*, That if after the jury is struck, both parties desire to proceed to trial immediately, the justice shall make an entry to that effect on his docket, and forthwith proceed with said trial: *And provided further*, That in case of the disagreement of the said jury, the said justice is hereby authorized and empowered, under the same rules and regulations, to proceed to draw another jury and proceed to trial in the same manner: *Provided further*, That the said justice may continue the same from time to time, as he may deem proper, always requiring the defendant, or defendants, to enter into recognizance in sufficient sum for his, her or their appearance at the time specified.

SECTION 14. The said justice of the peace in the said counties shall not have jurisdiction to hear and determine, in the manner provided in this act, the offence mentioned in the one hundred and third section of the act of March thirty-first, one thousand eight hundred and sixty, if the value of the article stolen shall exceed the value of ten dollars.

SECTION 15. The several justices of the peace in and for the counties of Tioga and Susquehanna shall have jurisdiction as provided in the foregoing sections of this act, for any violation of any of the laws of this commonwealth prohibiting or restricting the sale of or furnishing ardent spirits, malt or brewed liquors, wine or cider, under any of the statute laws of this commonwealth, including any violation aforesaid done or committed on the first day of the week, commonly called Sunday.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 200.

An Act

To establish a steam or chain ferry over the Allegheny river, at Fox's Landing, in Richland township, Clarion county, to a point on the opposite shore, at or near the dwelling house of James Fowler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. D. Sergeant, in trust for the devisees of Samuel M. Fox, deceased, and James Fowler, their heirs and assigns, shall have the right and privilege, at their own expense, to make good and convenient landings on each side of the Allegheny river, on their own land, at Fox's Landing, in Richland township, Clarion county, and at a point on the opposite side of the river, at or near the dwelling house of James Fowler, in Perry township, Armstrong county, and to use the said river between the said landings, as a public ferry; also the right and privilege to extend, from posts erected on their land, at the said landings, and across the Allegheny river, a chain or wire, in order to facilitate the crossing of said stream, or at their election, to propel the said ferry boat, or boats, by steam power; and also shall have the right and privilege of making all necessary roads to connect their landings with the public roads; the said J. D. Sergeant, in trust, et cetera, and James Fowler, their heirs and assigns, shall have a right to erect the said ferry and put the same in operation immediately: *Provided*, That the said chain or wire shall be elevated or arranged so as not to obstruct the navigation of said river.

SECTION 2. That the said J. D. Sergeant, in trust, et cetera, and James Fowler, their heirs and assigns, shall keep the said landings and ferry in good order and repair, fit for the transportation and passage of travelers, teams and carriages of all descriptions, and keep good and sufficient boats, and competent, careful ferrymen, who shall, as occasion may require, attend for the purpose of carrying passengers, teams, carriages, et cetera, across the said river with reasonable diligence and care.

SECTION 3. That the rates of toll shall be the same as contained in an act, entitled "An Act to establish a ferry over the Allegheny river at Graham Landing, now called Parker's Landing."

SECTION 4. That all persons, except the said J. D. Sergeant, in trust, et cetera, and James Fowler, their agents and assigns, are hereby prohibited from using the said Allegheny river for the purpose of a ferry within the distance of one-half mile above or below the said established ferry; and any person or persons violating the provisions of this section of this act, shall forfeit and pay to the said J. D. Sergeant, in trust, et cetera,

Ferry authorized.

Navigation not to be obstructed.

Landings and ferry to be kept in good order.

Tolls.

Prohibition.

Penalty.

and James Fowler, their heirs and assigns, the sum of fifty cents for every traveler, team, head of cattle, horse or carriage ferried over the said river, within the above mentioned bounds, to be recovered as debts of like amount and by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 201.

An Act

To authorize the transfer of guardianship of minor heirs of Daniel Stone and Huldah A. Stone, late of Philadelphia, from the orphans' court of the county of Philadelphia, in the commonwealth of Pennsylvania, to the probate court of Cuyahoga county, in the state of Ohio.

WHEREAS, In the year one thousand eight hundred and sixty-five, Daniel Stone died in the city of Philadelphia, and left as minor children Emma E. and D. Eddie Stone:

And whereas, Amasa Stone, Jr., of Cleveland, Ohio, was appointed as guardian of said minor children, by the orphans' court of the city and county of Philadelphia:

And whereas, In March, Anno Domini one thousand eight hundred and sixty-nine, the widow of said Daniel Stone, and the mother of said minor children, died, when it became expedient to remove them to the home of said Amasa Stone, Jr., in Cleveland, Cuyahoga county, Ohio:

And whereas, It is desired that guardian letters be taken out in said county of Cuyahoga; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That whenever said guardian shall have taken out proper letters of guardianship of said children, from the probate court in and for said county of Cuyahoga, and shall have given the usual bonds to secure the faithful discharge of his trust, and when he has rendered a proper account of his guardianship to said orphans' court, in said city and county of Philadelphia, it, the said orphans' court, shall enter upon its records

a full release from any and all further returns to be made to it.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 202.

An Act

To increase the mileage fees of sheriffs in Forest county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sheriff of Forest county shall hereafter be entitled to charge and receive as traveling expenses for each mile actually traveled, and for none other, ten cents; the mileage to be circular.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 203.

A Supplement

To an act providing for the taking of game, so far as it relates to Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the third section of an act, entitled "An Act providing for the taking of game," approved the twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed, so far as it relates to the county of Washington.

Repeal of portion of act of April 21, 1869.

SECTION 2. Hereafter no person shall kill or unlawfully have in his or her possession, or expose for sale, any ruffed grouse or pheasant, between the first day of February and the first day of September, or any quail or Virginia partridge between the first day of February and the twentieth day of September, or any fox squirrel or gray squirrel between the first day of January and the first day of June, or any rabbit between the first day of February and the first day of September, under a penalty of five dollars for each and every bird or squirrel so killed, or unlawfully had in possession or exposed for sale; and the penalty provided in this act may be enforced according to the provisions of the tenth section of the act to which this is a supplement.

Penalty for killing pheasants, quails, &c., during certain seasons.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 204.

An Act

Authorizing the appointment of additional auctioneers for the borough of Wilkesbarre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when any citizen of this state, who shall have resided in the borough of Wilkesbarre for one year, and shall have paid into the treasury of the commonwealth the sum of one hundred dollars, and filed in the office of the secretary of the commonwealth his bond in the penal sum of two thousand dollars, conditioned for the faithful performance of the duties of an auctioneer, and for the payment of all duties and taxes which may become due to the state in consequence of his exercising the trade or occupation of an auctioneer, with two or more sufficient sureties, to be approved of by the judges of the court of common pleas of the county of Luzerne, or any two of them, which approval, together with the fact that the ap-

Who may be commissioned as auctioneers

plicant is a citizen and resident of the borough of Wilkesbarre as aforesaid, shall be certified by the said judges on the bond to be transmitted to the secretary of the commonwealth, the governor shall thereupon grant to such citizen a commission in legal form, authorizing him to make sales by auction, according to law, of all and every kind of merchandise, household furniture, live stock and stocks and real estate whatsoever, at his place of business, within the limits of the borough of Wilkesbarre, for the term of one year from the date of such commission.

Term.

May contract for compensation.

SECTION 2. Auctioneers commissioned under this act shall be at liberty to contract with persons consigning them property for sale, for such compensation as may be agreed upon by contracting parties.

Subject to.

SECTION 3. Every auctioneer commissioned in pursuance of this act shall be subject to the same conditions, rules, regulations and restrictions in all respects, under like circumstances, as are imposed and allowed by law on the auctioneers of the cities of Philadelphia and Lancaster, except so far as the same may be inconsistent with the provisions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 205.

An Act

To authorize the commissioners of the county of Jefferson to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Jefferson county be and they are hereby authorized to borrow any sum or sums of money, not exceeding forty-five thousand dollars, and to issue the bonds of said county, with or without coupons, or other evidences of indebtedness therefor, at a rate of interest not exceeding eight per cent. per annum; and the said bond or other evidences of indebtedness be and the same are hereby exempted from taxation: *Provided,* That the money arising from the negotiation or sale of said bonds, or other evidences of indebtedness, shall be appropriated to the payment of certain articles of settlement and compromise made by and between

the county of Jefferson and the Allegheny Valley Railroad Company, dated July twenty-ninth, eighteen hundred and sixty-nine, for the redemption of ninety thousand dollars, (\$90,000,) bonds of said county, issued to the said railroad company on the twenty-fourth day of June, eighteen hundred and fifty-three.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The nineteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 206.

A Supplement

To an act to incorporate the Germantown Cottage Company, approved May first, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the stockholders shall be individually liable for debts contracted to the amount remaining unpaid on the stock held by them respectively; and further, that in every case where the said company shall agree to aid any contractor by advancing money to such contractor, or by guaranteeing the execution of a contract for the building, construction or equipment of public or private improvements, or for materials furnished or to be furnished, it shall be lawful for the said company to take such measures as will tend to secure the full and faithful performance of the contract; and the said company may, to that end, appoint its own officers, agent or superintendent to execute the contract, in place of the contractor so aided and guaranteed, saving, nevertheless, to all parties their just rights under the contract, according to their true intent and meaning; and the said company may sell or dispose of their property, real, personal and mixed, held by purchase or otherwise, at either public or private sale.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 207.

An Act

To require itinerant purchasers and traders in glass, rags, paper, scrap metals, old clothing and all other refuse matter, to be licensed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all itinerant purchasers and traders in glass, rags, paper, scrap metals, old clothing and all other refuse matter, in the city of Philadelphia, shall be required to be licensed as itinerant venders, or purchasers or traders, and shall pay therefor the sum of fifty dollars per annum, in advance; and licenses shall issue from the office of the court of quarter sessions; each person so licensed shall file a bond in said office in the penal sum of five hundred dollars, conditioned that he or she shall not purchase any of the things herein included from any minor or irresponsible party; any person or persons who shall act as itinerant venders, purchasers or traders as aforesaid, without being duly licensed, shall forfeit and pay the sum of one hundred dollars for each and every offence of which he, she or they shall be convicted in the court of quarter sessions, or undergo an imprisonment, in the county prison, of a term not exceeding one year, as the court may determine; the license fees and penalties collected under the provisions of this act shall be paid into the city treasury.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 208.

An Act

To authorize the register's court for the city and county of Philadelphia to hear the proof of the last will and testament of George A. Alter, late of said city, deceased, with power to admit the same, to probate.

Preamble.

WHEREAS, George A. Alter, late of said city, deceased, and his wife Catharine, in the month of March, one thousand eight

hundred and sixty-two, were each desirous of making their last wills and testaments of and concerning their respective properties, and therefore applied to a highly respectable member of the bar of said city to draw their wills for them, who, according to the direction of each, did prepare for each of them a will; and on the thirty-first day of March, one thousand eight hundred and sixty-two, they both came to his office to execute the same, and the said paper writings, purporting to be the last will and testament of each, were handed to them for execution, when, by mere mistake, the said George A. Alter signed and sealed the will and paper writing which was drawn to be executed by his said wife Catharine, and she, the said Catharine, signed and sealed the will and paper writing drawn for her said husband, the said George A. Alter, when both papers and will were placed in envelopes, properly sealed up, and the name of each supposed testator indorsed on the same by the attorney who drew the same; and the said mistake as to said execution was not discovered until after the decease of the said George A. Alter, when the seals of each envelope were broken, which was in the month of August, one thousand eight hundred and sixty-nine, at which time the mistake as to their respective signatures was discovered; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That any executor or executrix, legatee or legatees, devisee or devisees, or parties in interest under the last will and testament of the said George A. Alter, late of Philadelphia, deceased, may present his, her or their petition to the register's court for the said city and county of Philadelphia, setting forth the facts, as near as can be done, as to the mistake relative to said George A. Alter signing the will drawn for his said wife Catharine to execute, when he supposed he was signing, sealing and executing a will drawn and prepared for himself to execute, and by mistake signed his name to the wrong paper writing, as his own last will and testament; and that the said Catharine Alter signed, sealed and executed a paper writing which she supposed was her last will and testament, when she, in fact, signed and executed the paper which it was designed should be and was the last will and testament of her late husband, George A. Alter, deceased, all of which, it is alleged, was done by mistake of both said persons; and if upon the hearing of said petition, and the necessary proof in relation to the alleged mutual mistake by the said respective persons above named, the said register's court are hereby clothed and invested with all the powers of a court chancery in relation to the premises; and if upon full proof the said court are satisfied of said mistake, are authorized and empowered to reform the said paper writing, which purports to be his last will and testament, but which was signed, through mistake, by his said wife Catharine; and the said court shall have full power to call before them all persons and witnesses in relation to the execution of said papers; and the said court, upon being fully convinced that the said George

Executor, &c.,
may petition
court.

Petition, what
to set forth

Court, if satisfied of mistake,
may reform will

Authorized to have will entered in register's office.

A. Alter executed the wrong paper writing by mistake, are hereby authorized to have entered in the office for the register of wills in and for the said city and county, the said paper writing which he intended to execute as his last will and testament, as if the said paper writing had been signed by him with his own hand and seal, and not by his said wife Catharine, as it shall appear to have been.

Final decree conclusive and binding.

SECTION 2. That upon a final decree being made in said case, upon a full hearing thereof, with proper notice to all parties or persons interested in said estate, by publication, or in such manner and form as the said register's court shall or may order and direct, such order and decree so made by said register's court shall be conclusive, upon all persons and parties, as to the execution of said proper writing, and shall be as binding and valid, as to the real and personal estate by the said George A. Alter, deceased, as if there had been no mistake as to his executing a wrong paper; and the paper or papers thus reformed by the decree of the said register's court, shall be forever held to be the last will and testament of the said George A. Alter, deceased, as if the same had been signed and sealed by him: *Provided always*, That any person or party interested in said estate, as heir or otherwise, shall have the right of appeal to the supreme court from the decree of said register's court, at any time within one year from the entering of said decree, but not afterwards.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 209.

An Act

To vacate Pemberton lane, in Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain lane formerly laid out in now Twenty-sixth ward of the city of Philadelphia, extending north-westward from Long lane a distance of about two squares, crossing what is now Catharine street, between Christian and Fitzwater streets, and long ago closed up and occupied by the

adjoining owners, be and the same is hereby vacated as a way or passage, without prejudice to the rights of the adjoining owners to the soil thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 210.

An Act

To confer on Rosanna Vanhorn all the rights and privileges of a child born in lawful wedlock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Rosanna Vanhorn, an illegitimate child of John Murphy and Margaret Cotton, of the city of Philadelphia, shall have and enjoy all the rights and privileges of a child born in lawful wedlock, and shall be able and capable, in law, to inherit and transmit any estate whatsoever, as fully and effectually as if she had been born in lawful wedlock.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 211.

An Act

To provide for the better security of buildings from fire in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Inspectors to examine flues.

That in addition to the duties now required by law, it shall be the duty of the inspectors of buildings, in the city of Philadelphia, to examine the flues of every building or buildings in the course of erection or alteration within the limits of said city, and shall require the contractor or builders to so construct the flues thereof that fire will not communicate with the adjacent wood-work; nor shall any flue be built in any party or division wall, unless the same is more than nine inches thick.

Construction of flues.

Duty of contractors or builders.

SECTION 2. It shall be the duty of contractor, contractors or builders, erecting or altering buildings, to notify said inspectors, whose duty it is hereby made, within forty-eight hours thereafter, to examine and approve or condemn said flues.

Failure of contractors or builders to comply with act.

SECTION 3. Any contractor, contractors or builders refusing or neglecting to comply with this act, shall, upon conviction thereof, be fined in the sum of not less than five hundred or more than one thousand dollars: *Provided*, That the provisions of this bill shall not apply to the rural districts of the Twenty-third ward of the city of Philadelphia.

Girders, &c., not to be placed within certain distance of flues.

SECTION 4. Nor shall any person place any girder, joice or beam, rafter or trimmer, within two inches of the outside of any flue; and that all laws inconsistent with this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 212.

An Act

Relative to the Ridgway Branch of the Philadelphia library.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Library Company of Philadelphia be and they are hereby authorized to act as trustees for the Ridgway Branch of the Philadelphia library, and the trusts pertaining thereto, under the last will and codicils of James Rush, late of the city of Philadelphia, doctor of medicine, upon the conditions and provisions therein contained, without limitation as to the yearly value or income of the said trust estate, but in such manner that the real and personal property of the company, including such books, pictures, statues and other works of literature and art as now are or shall hereafter be held by them in their own right, or on any other of different trusts, shall be in no wise affected thereby, but shall remain and be under their own entire and exclusive control and disposition; and the said company are hereby empowered, after acceptance of this act by the members of the said company, to apply from time to time to the court of common pleas for the city and county of Philadelphia, for such further amendments to the charter of the company as may be necessary to carry into effect the conditions and provisions of the said will and codicils, in accordance with the directions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 213.

An Act

Authorizing the reference of civil actions in the counties of Tioga and Potter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Civil actions
may be referred. That any civil action now pending or hereafter commenced in the court of common pleas for the counties of Tioga and Potter, in said commonwealth, after issue joined, may be referred upon the written consent of the parties or their attorneys, or by oral consent in open court entered in the minutes.

Trial by referee,
how conducted. SECTION 2. The trial by the referee shall be conducted in the same manner as a trial by the court with a jury, and on notice of the time and place to be fixed by the referee.

Powers of
referee. SECTION 3. The referee shall have the same power to grant adjournments, and to allow amendments to any pleadings, as the court upon such trial, upon the same terms and with like effect, and shall have the same power to preserve order and punish all violations thereof upon such trial, and to compel the attendance of witnesses before him by attachment, or refusal to be sworn or to testify, as is possessed by the court.

Duties, &c. SECTION 4. The said referee shall state the facts found and the conclusions of law separately, and his decision shall be given and may be excepted to and reviewed in like manner as though tried by the court with a jury, but not otherwise; and the said referee may in like manner, as the court, settle a case or exceptions on appeal or writ of error to the supreme court.

Report. SECTION 5. The report of the said referee upon the whole issue shall stand as the decision of the court, and judgment shall be entered in the same manner as if the action had been tried by the court before a jury; and in case of reversal on appeal or writ of error, the supreme court shall enter the proper judgment or direct a new trial, as the justice of the case may require; and if a new trial shall be ordered, it shall be proceeded with before the same referee, but if the said referee is unable or refuses to act, then before some other referee, to be selected in the manner provided in section sixth.

New trials. Agreement
upon referee. SECTION 6. In all cases of reference under this act, the parties or their attorneys may agree upon a suitable person, and the reference shall be ordered accordingly; and if the parties do not agree, the court shall appoint a referee who shall be free from exception: *Provided*, That this act shall not be construed to repeal or in any manner affect any of the laws now in force in this commonwealth relating to arbitrations.

Compensation. SECTION 7. The compensation of the referee under this act shall be ten dollars per day for every day necessarily spent in hearing the case and preparing his report, to be paid by the county on approval by the court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 214.

An Act

To repeal the first and second sections of an act imposing additional duties on the county surveyor of the county of Luzerne, approved May third, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first and second sections of an act imposing additional duties on the county surveyor of the county of Luzerne, approved the third day of May, Anno Domini one thousand eight hundred and sixty-nine, be and they are hereby repealed.

SECTION 2. The judges of the courts of Luzerne county shall have full power and authority to allow compensation and traveling expenses for such services, to the said county surveyor.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 215.

An Act

Relative to appeals from the judgments of aldermen and justices of the peace in the city of Harrisburg, and county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases in which judgments shall be rendered by an alderman in the city of Harrisburg, or justice of the peace in the county of Dauphin, no appeal shall be allowed unless the appellant, his agent or attorney, shall make oath or affirmation, to be filed in the cause, that he has reason to believe that injustice has been done him, and that the same is not intended for delay merely, and pay all the costs accrued

before the said alderman or justice of the peace, unless appellant makes oath that he or she is unable to pay said costs.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 216.

An Act

To increase the pay of jurors in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the pay of the jurors attending upon the several courts in the county of Dauphin shall be two dollars per day, with the same mileage as now allowed by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 217.

An Act

Relating to costs in the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the acts, one thereof, entitled, "An Act relating to costs in Luzerne county," approved April second, Anno Domini one thousand eight hundred and sixty-three; one other thereof, entitled "An Act relative to the fees of district attorney in certain counties of this commonwealth," approved April twelfth, Anno Domini one thousand eight hundred and sixty-six," be and the same are hereby extended to the city of Scranton.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 218.

An Act

To authorize the courts of Bradford county to hold additional sessions in the borough of Troy, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in addition to the four regular terms of the several courts now held in each year at the court house in the borough of Towanda, in and for the county of Bradford, in the Thirtieth judicial district, there shall hereafter be held two other terms of said courts, excepting however the court of oyer and terminer, which said two other terms shall be held in the borough of Troy, in said county, at such place in said borough as shall be provided by said county of Bradford for the holding of the same; and the commissioners of said county are hereby authorized and enjoined, at the expense of said county, to provide and furnish a convenient and suitable place, in said borough of Troy, for the holding of said two other terms of said courts, within thirty days after the passage of this act; said two additional terms shall be held on the fourth Mondays of March and October, in each and every year hereafter, and shall continue for two weeks, provided the business should require said terms to be continued for so long a time; and the president judge of said district, or any law judge thereof, may order adjourned terms of said courts, to be held in said borough of Troy, whenever, in the opinion of either of said judges, the same may be necessary; the jurors for said additional two terms of said courts, and for said ad-

Two terms of courts to be held at Troy.

County commissioners to provide place for holding courts.

When terms to be held.

How long to continue.

Adjourned terms.

Jurors.

Certain county officers to be in attendance at said terms.

Summons, &c., not to be made returnable to said terms.

Records, &c., to be kept at Towanda.

Judgments, &c., to be entered of record at Towanda.

Sitting of grand juries at said terms, not authorized.

No cases arising in quarter sessions to be tried at Troy, unless certified by judge.

Jurisdiction of common pleas.

journed terms, to be held at said borough of Troy, shall be drawn in said borough of Towanda, and by the same persons and in the same manner, in all respects, as jurors are now drawn for the regular terms of said courts; and the jurors drawn for said terms of said courts, to be held in the said borough of Troy, shall be duly notified to attend said terms at said borough of Troy aforesaid, and shall receive the same pay as jurors attending the regular terms of said courts at Towanda; and whenever, under the provisions of this act, any term of said courts shall be held at said borough of Troy, the prothonotary of the court of common pleas, and the clerks of the orphans' courts and quarter sessions of said Bradford county, and the district attorney and the sheriff of said county, or his deputy, shall be in attendance, and shall perform all the duties of their offices which they are required to perform at the regular terms of said courts of said county held at Towanda: *Provided however*, That no summons or execution, or original or final process whatever, shall be made returnable to any of said terms of said courts to be held at said borough of Troy; and all the records, papers and evidences of proceedings connected with any business done or transacted, or in any way attended to, at any of said terms of court which may be held at said borough of Troy, shall be kept at the borough of Towanda, with the records and proceedings of the regular terms of said courts of said county; and all judgments, orders or decrees of said courts, made at any term of the same, held at said borough of Troy, shall be entered of record in the proper office, and books, at the borough of Towanda, with the same force and effect as if said judgments, orders and decrees were made at the court house in said Towanda: *And provided further*, That nothing in this act shall authorize the calling or sitting of any grand jury at any term of said courts, to be held at said borough of Troy; and no case arising in the court of quarter sessions of the peace of said county, requiring a jury trial, shall be tried at any of the said terms of said courts, to be held at Troy, unless such case shall first be certified for trial at said Troy, by the president judge of said district, or by a law judge thereof; and such case shall not be certified without the consent of the defendant or defendants therein, unless such defendant or defendants shall reside or the crime have been committed in one of the boroughs or townships enumerated in the second section of this act.

SECTION 2. That the jurisdiction of the court of common pleas of said county, at any term of said court to be held at said borough of Troy, except as provided in the third section of this act, shall extend to and be exercised only over such matters, causes, suits and proceedings in which all the parties thereto are citizens or residents of one or more of the following named boroughs and townships of said county, to wit: The boroughs of Troy, Canton, Sylvania and Alba, and the townships of West Burlington, Canton, Armenia, Columbia, Granville, Leroy, South Creek, Springfield, Troy and Wells; and also such matters, causes, suits and proceedings in which the party or parties, on one side thereof, shall be citizens or

residents of one or more of the townships or boroughs mentioned in this section, and the parties or party on the other side thereof shall reside out of said county; and the jurisdiction of the orphans' court of said county, at any term thereof which may be held at said borough of Troy, except as provided in the third section of this act, shall only extend to matters, proceedings and causes arising within the boroughs and townships mentioned in this section; and the parties interested therein shall be citizens or residents of one or more of said boroughs or townships, or where the party or parties, on one side thereof, are such citizens or residents, and the other party or parties reside out of said county; and the jurisdiction of the court of quarter sessions of the peace of said county, at any term thereof which may be held at said borough of Troy, shall, except as is provided in the third section of this act, extend only to such cases or prosecutions as may be certified for trial at said borough of Troy, as is provided in the first section of this act, and to poor cases between any of the townships or boroughs mentioned in this section, and to the granting of tavern and eating house licenses, where the tavern or eating house for which license may be asked, shall be situated in some one of the said boroughs or townships mentioned in this section; and said licenses shall be granted at the March term of said courts, to be held at said borough of Troy; and all persons applying for such licenses shall comply with all the requirements of law now applicable to persons applying for licenses: *Provided*, That during the present year licenses shall be granted to persons residing within the said townships and boroughs, at the regular terms for granting licenses in said county.

Jurisdiction of
orphans' court.

Jurisdiction of
quarter sessions

SECTION 3. That no cause, suit, proceeding or matter, which, by the provisions of this act, are covered by the jurisdiction of said several courts to be held at said borough of Troy, shall be tried, heard or determined at any term of said courts, except such as shall be held at said borough of Troy, except by the consent of all the parties thereto: *Provided however* That the president judge of said district, or any law judge thereof, may, upon the application and due proof of either party, in either party in open court, at any term thereof, certify any such cause, suit, proceeding or matter, for trial, hearing or determination, at some term of said courts to be held at the court house in the borough of Towanda, whenever, under all the circumstances, such judge shall be of opinion that such certificate should be made: *And provided further*, That either of said judges, in any cause, proceeding, suit or matter now pending, or which may hereafter arise, in either of said courts of common pleas, quarter sessions or orphans' court, when neither of the parties thereto, or only one of them, are citizens or residents of the boroughs or townships mentioned in the second section of this act, may, in their discretion, upon the agreement of said parties, certify such cause, proceeding, suit or matter, for trial, hearing or determination, to some term of said courts to be held at said borough of Troy, or may so certify the same, upon the application and due proof of either of the parties thereto in open court, at any

Causes covered
by jurisdiction
of said courts
to be held at
Troy, to be tried
there.

Judges may cer-
tify causes for
trial at Towanda

Judges may cer-
tify causes for
trial at Troy.

Motions, &c.,
in relation to
executions
stayed by judges
during vacation

Appointment of
auditors.

Rules and reg-
ulations.

term of said courts, whenever such judge, under all the circumstances, shall be of opinion that the same shall be done: *Provided further*, That in any case where an execution shall be stayed during vacation, by order of any judge in said county, the parties may make such motions as are proper and necessary in relation thereto, at any term of court in said county; and the hearing and determination of any rule granted in such cases may be had at any term of said courts.

SECTION 4. That no auditor shall be appointed at any term of said courts which may be held at the said borough of Troy, to distribute moneys arising from any sheriff's sale.

SECTION 5. That the said president judge and any law judge of said Thirteenth district, are hereby authorized to make all needful rules and regulations respecting the said terms of said courts, to be held at said borough of Troy, and for the regulation and conduct of business at said terms: *Provided*, That such rules shall be in conformity with the constitution and laws of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 219.

An Act

To ascertain and appoint the fees to be received by the coroner in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the fees of the coroner of Erie county shall be the same as are hereinafter ascertained and appointed:

Fees of coroner.

For legally viewing a dead body, three dollars; for legally summoning and qualifying an inquest, drawing and returning an inquisition, four dollars.

If it requires more than one day to view a dead body and hold an inquisition, an additional two dollars for each day necessarily occupied in the discharge of the coroner's duty.

For each jurymen, for each day necessarily occupied in making an inquest, one dollar.

For each mile circular necessarily traveled by the coroner, six cents.

For subpoenaing and notifying each witness, thirty-seven cents.

SECTION 2. A justice of the peace holding an inquest, shall receive the same fees as a coroner. Justice to receive like fees.

SECTION 3. The county of Erie shall pay the coroner and justice all fees for services justly performed, or of their duties in the office of coroner. County to pay fees.

BUTLER B. STRANG,

Speaker of the House of Representatives.

A. G. OLMSTED,

Speaker of the Senate *pro tem*.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 220.

An Act

To authorize justices of the peace to take recognizances of bail in certain cases, in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when any one is arrested on a warrant or bail piece in any criminal case in which a justice of the peace would by existing laws be allowed to take recognizance of bail for his appearance to answer the offence or crime complained of, the officer or person making the arrest may take the accused before a justice and have him released on the requisite security being given; and his return, when properly made, shall exonerate him from further liability.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 221.

A Supplement

To an act, entitled "An Act relating to roads and bridges in the county of York," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where in a petition for a review or re-review of a road there is error, either in matter of form or substance, the court may, in its discretion, award an *alias* review or re-review; this act to apply to all cases now pending in the courts of York county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 222.

A Supplement

To an act, entitled "An Act to authorize the governor to incorporate a company to make a canal navigation round the western abutment of the permanent bridge over the river Schuylkill, at the city of Philadelphia," approved the fourth April, one thousand eight hundred and thirty-one.

WHEREAS, The greater part of the canal made by the said West Philadelphia Canal Company, under the provisions of the act to which this is a supplement, has been filled up by public authority, and the residue has been wholly disused for many years:

And whereas, The continuance of the corporate rights of the said company, under such circumstances, is prejudicial to the public and to the rights of the owners of the lands through which the canal was originally laid out; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the charter of the said company, so far as the said act authorizes the maintenance and continuance of the said canal, is hereby repealed; and the bed of the said canal is hereby revested in the owners of the soil, in proportion to their several interests therein, clear of any easement or right of reset of the same as a canal, or for docks or any other purpose by the said company.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 223.

An Act

To repeal certain portions of the act of April seventh, Anno Domini one thousand eight hundred and forty-five, relative to the vacation of Seventeenth street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That as much of the act of April seventh, Anno Domini one thousand eight hundred and forty-five, as provides for the vacation of Schuylkill Sixth street, now Seventeenth street, from Francis to the Ridge road, now Ridge avenue, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 224.

An Act

To prevent cattle, horses, hogs and sheep from running at large in the counties of Erie and Crawford.

Certain animals
not to run at
large.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act no cattle, horses, hogs or sheep shall be suffered to run at large on or upon the public roads or highways, in the counties of Erie and Crawford, under the penalty of two dollars per head for horses and cattle, one dollar per head for hogs and fifty cents per head for sheep.

Duties and pow-
ers of constables

SECTION 2. That it shall be the duty of any of the constables in the several wards, boroughs or townships in said counties, and they are hereby directed and empowered, without any special warrant or other authority than this act, to seize and secure any animal of the cattle, horse, hog or sheep kind that may be found running at large in the counties aforesaid, and the same to sell at public sale in the same manner as is or may be provided for selling strays, giving the owner, if he or she can be found, at least five days' notice previous to such sale; if said owner shall pay to the constable the said penalty for each animal as provided in the first section of this act, and also pay for the expenses of keeping said animal or animals, then it shall be the duty of the constable to deliver said animal or animals to the owner thereof; but if he shall make sale as aforesaid, he shall pay the overplus, after deducting the said penalty and expenses, to the owner; and the constable making such seizure shall be allowed for the same to retain one-half of the penalty, and it shall be his duty to pay the other half to the school treasurer of the ward, borough or township, for the use of the common schools of said ward, borough or township in which said animal or animals were found running at large: *Provided*, That no constable shall be required to take up or secure any of said animals out of the district for which he shall have been elected.

Provide.

Animals found
trespassing, &c.,
may be deliver-
ed to constables.

SECTION 3. That it shall be lawful for any person finding any animal or animals as aforesaid, trespassing upon his premises, or running at large upon the public roads or highways running through or immediately adjoining his premises, to seize or secure such animal or animals and deliver the same to the constable of his district, to be dealt with as is hereinbefore provided for, and with the same effect as if the seizure had been made by the constable.

Penalty for ne-
glect of duty by
constables.

SECTION 4. That if constable shall neglect or refuse to seize or secure any animal or an animals as aforesaid, found running at large, after being notified by any person to seize and secure the same, such constable shall pay a fine of five

dollars for the use of the common school of the ward, borough or township in which said animal or animals shall be found running at large, to be sued for and collected by the school directors of said ward, borough or township as debts of like amount are now collected by law; the penalties imposed by this act shall be prosecuted and recoverable before a justice of the peace, in the name of the school directors of the ward, borough or township in which such penalties shall arise: *Provided*, That this act shall not apply to any of said animals that may have accidentally escaped from their proper owner or enclosures: *And provided further*, That no animal or animals shall be liable to be seized as aforesaid, when found on or upon so much of any public road or highway as may run through the premises of the owner of said animals. Proviso.

SECTION 5. That any law or laws heretofore passed to prevent any of said animals from running at large, in said counties, be and the same are hereby repealed. Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 225.

An Act

Supplementary to an act relating to the school laws of the city of Pittsburg, in the county of Allegheny, approved the twelfth day of February, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the central board of education of said city shall, within three months from the passage of this act, and annually thereafter, select from the several banks or regular exchange brokers of said city, a treasurer or place of deposit for all school funds under the control of said board; and it shall be lawful and the duty of said board to give ten days' notice by publication in two newspapers published in said city, asking for sealed proposals from said banks or exchange brokers to act as the treasurer or depository of said school funds; and the selection shall be made upon the opening of said proposals Central board of education to select a treasurer.

To advertise for sealed proposals

How selection to be made.

of the bank or exchange broker, who shall give satisfactory security by at least four sureties by bond, to be approved by said board, and shall pay for the use of said school fund the highest rate of interest on current balances, and pay all checks, warrants or drafts of the proper officer, or officers, of said board on demand.

Duty of treasurer.

How accounts to be kept.

Checks, drafts, &c., what to show.

Opening of proposals.

SECTION 2. It shall be the duty of said treasurer or depository to furnish, at each of the regular monthly meetings of said board, an account of the condition of the treasury account, showing the amounts on deposit, the amounts drawn out during the month and the amount of interest accrued, carried to the credit of said board; and all accounts with said treasurer or depositories shall be kept in the name of the central school board, and all warrants, drafts or checks on said fund shall be drawn and attested as now required by law; and the condition of said treasury shall appear in the monthly proceedings of said board; and all checks, drafts or warrants drawn on said treasurer or depository shall show on their face on what account, and for whose use the same are drawn; any part of said school law inconsistent herewith is hereby repealed: *And provided however,* That all proposals from said depositories or treasurer shall be opened at a time and place designated and in the presence of any parties who may desire to be present.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 226.

A Supplement

To an act to incorporate the Macungie Savings Bank, to increase its capital stock, and to create or extend the same.

Increase of capital stock authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Macungie Savings Bank is hereby authorized to further increase its capital stock to an amount not exceeding two hundred thousand dollars (\$200,000) from time to time, as may be deemed expedient by the board of trustees; which said capital stock shall at all times be liable to the depositors for the amount of their deposits: *Provided also,* That a

bonus of one quarter of one per centum shall be paid into the treasury of the commonwealth on so much of the whole increase of capital hereby authorized as shall be called by the board of trustees and actually paid in. Proviso.

SECTION 2. That the corporators or stockholders of the Macungie Savings Bank are hereby created or extended as a corporation for the period of twenty years from the first day of January, Anno Domini one thousand eight hundred and seventy, with the privilege of receiving money on deposit and paying interest for the same, and loaning out or investing such deposits in United States bonds, state bonds and other bonds and mortgages, notes, drafts, bills of exchange and other approved and valid securities, with the right to all the privileges conferred, and subject to all the restrictions imposed by the act of assembly incorporating the said Macungie Savings Bank, approved March twenty-seventh, Anno Domini one thousand eight hundred and sixty-seven : *Provided*, That the legislature hereby reserves the right to alter, revoke or annul this act, or any part thereof, whenever, in their opinion, it may be injurious to the citizens of this commonwealth, in such manner, however, that no injustice shall be done to the corporators, stockholders or depositors. Charter extended.
Privileges.
Reservation.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

— — —
No. 227.

An Act

To incorporate the Union Savings Bank of East Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel Straub, Henry Scholl, Charles N. Steckel, John H. Odenwelder, Wm. D. Snyder, John Mory, Christian Weik, David Engleman, C. W. Rauch, Alfred Brown, A. J. Erwin, Jacob Scholl, G. H. Gondie, Wm. Chapman, C. A. Luckenbach, Andrew Graver, John Lerch, James L. Selfridge, G. W. Stein and their successors, be and are hereby made and created a corporation and body politic, by the name and style of the Union Savings Bank of East Pennsylvania, and by that name they shall, by the law, be capable to hold and dispose Corporators.
Name.

Powers and
privileges.

of property, to sue and be sued, plead and be impleaded, answer and defend, in courts of law and equity, and in any other place whatsoever, to make, use and have a common seal, the same to alter and renew at their pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the borough of Bath, county of Northampton: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the interest of the public can be clearly ascertained: *And provided further*, That nothing in this act contained shall be so construed as to exempt the said corporation from the operation of the laws of this commonwealth prohibiting the issuing of bank notes or engagements of credit in the nature thereof.

Location.
Misnomer.

Prohibition.

Business.

SECTION 2. That the business of said corporation shall be to receive on deposit, from time to time, such sums of money, not less than one dollar, as may be offered by tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in the stocks or bonds of any city, authorized to be issued by any act of this commonwealth, or in any other stocks, or in bonds, mortgages, promissory notes and other approved and valid securities, and the same to purchase, collect, and adjust and settle, and also to sell and dispose thereof, in any market of the United States, or elsewhere, without proceeding in law or equity, and for such price and on such terms as may be agreed on between them and parties contracting with them; the said corporation shall receive all sums of current money offered as aforesaid, and shall invest the same in manner as aforesaid, as soon as practicable; they shall allow to the depositors interest on the deposits, to be regulated by the trustees as hereinafter provided; they shall pay the amounts deposited, with the interest thereon, or any part thereof, not less than one dollar, to the depositors, at the place of business of said corporation, at any time during business hours, on demand: *Provided however*, That no more than thirty dollars shall be required to be paid any one depositor, upon any one day, unless a written notice of the sum intended to be demanded shall have been given, at least ten judicial days before the time when such payment is desired to be made.

Interest to de-
positors.

Payment of de-
posits.

Notice required
where amount
exceeds \$30.

Real estate.

SECTION 3. That the real estate which it shall be lawful for said corporation to hold, shall only be such as shall be requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase, at a judicial sale or otherwise, to secure debts due them.

Election of trus-
tees.

SECTION 4. That the persons named in the first section of this act, or any nine of them, shall elect by ballot seven persons from those named in this act, to be first trustees of said corporation until the next annual election; no person to be considered elected unless he shall have received the affirmative vote of at least seven of said corporators; that vacancies by death, resignation or otherwise, shall be filled by the board of trustees, as soon as practicable, by the affirmative

Vacancies.

vote of at least five of their number, at any election held, by ballot; that the said trustees shall elect, from amongst themselves, a president and vice president, and shall appoint such other officers as they may deem necessary; that five of said trustees shall form a quorum; and that the affirmative votes of at least five shall be requisite to authorize the sale or transfer of securities or the appointment of any officer receiving compensation; that the joint and collective indebtedness to the bank, by the officers, trustees or employees of the bank, shall at no time exceed twenty per centum of the capital paid in; nor shall they use the balance in any other manner than that hereinbefore provided, except for the payment of the necessary expenses, under the direction of the board of trustees; that the said trustees shall meet regularly, at least once a month; that any trustee omitting to attend the said regular meeting for six successive months, may, by a vote of the board, be declared to have vacated his office; and that the said trustees shall have power to enact by-laws, and they shall appoint the day of the annual election for trustees.

Officers.

Quorum.

Sale of securities, &c.

Indebtedness to bank by officers, &c.

Use of balance.

Meetings of trustees.

By-laws, &c.

SECTION 5. That the trustees shall regulate the rate of interest upon the deposits, and publish the same every six months; that the interest shall not be allowed to any depositor until his deposits amount to five dollars, and the interest to be calculated by calendar months only, and no interest to be allowed for a fraction of a month; that the deposits made by minors or married women may be re-paid to them, and their receipts shall discharge the said corporation from any further claims for the sum so repaid.

Interest, rate of, &c.

Deposits by minors or married women.

SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in the first section, and such others as may become members of the institution, previous to the granting letters of incorporation, to raise and form a capital of not less than ten thousand dollars, nor more than one hundred thousand dollars, in shares of twenty dollars each, of which capital not more than two-thirds shall be subscribed for by the corporators, and the remaining one-third shall be sold at public auction, at such times and places as the board of trustees may determine; and any advance or bonus obtained thereon, by such sale or sales, shall be placed to the credit of the contingent fund of the institution: *Provided however, That at any time*, by a vote of the stockholders present, called together for that purpose, by the president giving at least two weeks' public notice in two newspapers published in Northampton county, if they should deem necessary to increase the capital of said institution, not, however, exceeding three hundred thousand dollars, which capital shall, at all times, be liable to the depositors for the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the institution in such manner as may be designated by the by-laws of the said institution.

Capital to be raised for security of depositors.

Increase of capital.

Shares transferable.

SECTION 7. That it shall be the duty of the trustees, in the month of January in each year, to report to the legislature the aggregate amount of deposits on hand, with the interest which has accrued thereon, and as often as they may deem

Trustees to report to legislature.

Dividends. it proper, make and declare a dividend of the interest and profits of said corporation, after paying all expenses and reserving a fund for contingencies, and the same pay over to the shareholders, or their legal representatives, within ten days thereafter, and to make a full exhibit of the affairs of said institution, according to the act of assembly in such cases made and provided for.

Officers and agents to give security. SECTION 8. That the officers and agents of said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate the expenses of searches, examinations and certificates, and recording papers, shall be paid by the borrower; that at all times the books of the corporation, during business hours, shall be open for the examination and inspection of such persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to the supervision and control of the court of common pleas of Northampton county and the supreme court of Pennsylvania, according to the provisions of the constitution of the commonwealth and the several acts of assembly conferring equity jurisdiction upon the said courts.

Expenses of searches, &c., to be paid by borrower. Books to be open for inspection. Subject to supervision of courts. Trustees to give bond. SECTION 9. That each and every person entering upon the discharge of the duties as trustees, in pursuance of this act, shall be required to give a bond to the commonwealth of Pennsylvania, in such an amount as the court of common pleas of Northampton county may fix, to be filed with the prothonotary of said court, conditioned for the faithful keeping and appropriation of all such moneys as shall be placed in charge of said Union Savings Bank of East Pennsylvania, whether as deposits or shares of stock: *Provided*, That said court of common pleas may, at any time, require the amount of said bond to be enlarged.

Charter. Reservation. Proviso. Bonus and taxes. SECTION 10. That this charter shall continue for twenty years, but the legislature reserves the right to alter, revoke or annul the same at any time when it shall become necessary for the public good: *Provided however*, That no injustice shall be done to the corporation: *And provided further*, That said corporation shall pay into the treasury of the commonwealth a bonus and taxes which are now assessed for such corporations, and such other taxes as may hereafter be required by law.

Personal liability of stockholders. SECTION 11. That the stockholders shall be personally liable to the depositors in double the amount the capital stock of this bank.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fourth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 228.

An Act

Supplementary to an act to incorporate the Thirteenth and Fifteenth Streets Passenger Railway Company of the city of Philadelphia.

WHEREAS, The necessities of the traveling public require the building of track on Locust street, between Thirteenth and Fifteenth streets, in the city of Philadelphia, thereby enabling the Thirteenth and Fifteenth Streets Passenger Railway Company to make connections and form a circuit; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Thirteenth and Fifteenth Streets Passenger Railway Company, of the city of Philadelphia, are hereby authorized and empowered to build and construct a track on Locust street, between Thirteenth and Fifteenth streets, and connect the same with their tracks on Thirteenth and Fifteenth streets, for the purpose and intent of forming and completing a circuit.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 229.

An Act

To incorporate the People's Bank of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles A. Miller, John A. Fowler, Joseph B. Walker, R. D. Barclay, D. B. M'Ginley, John P. Green, O. P. Morrow, and their associates and successors, shall be and they are hereby created a body politic and corporate, by the name and style of the People's Bank of Philadelphia, to be located in the city of Philadelphia, and by that name shall have per-

Powers and
privileges.

petual succession, and may sue and be sued, plead and be impleaded in any court whatsoever; may have a common seal, may renew or alter the same; also may have the right to own and hold real estate and improve or dispose of the same at pleasure.

Capital stock.

SECTION 2. The capital stock of said bank shall consist of one thousand shares, of the value of one hundred dollars each, with the privilege of increasing the same, by a vote of the directors, to five thousand shares of like value per share, and when the capital stock is so increased the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best.

Subscriptions to
capital stock.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they may deem expedient, and when one thousand shares or more of said stock shall have been subscribed, and ten per centum thereon of the same paid in, the shareholders may elect a president and six directors, to serve until the next annual election or until their successors shall have been duly elected and qualified; vacancies arising from death, resignation or inability to serve, to be filled by the board.

Election of pres-
ident and direc-
tors.

Vacancies.

May borrow or
lend money,
discount nego-
tiable paper, &c.

SECTION 4. The said bank shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance; and shall have the right to hold in trust, or as collateral security for loans or advances or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, states, individuals or corporations, and to purchase, collect and adjust the same and to dispose thereof for the benefit of the said bank, or for the payment of the debts as security for which the same may be held, in any market of the world, without proceedings in law or equity, and for such price and such terms as may be agreed upon by the said corporation and the parties contracting therewith.

By-laws.

SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty, in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon.

Payment of
amounts re-
maining unpaid
on stock.

May receive
money to keep
for depositors,
buy bullion, &c.

SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all compa-

nies, states and of the United States, or other good and sufficient securities, at such rates of interest as may be agreed upon by said bank and the borrowers.

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city government and counties and districts in the management of their business, and shall give security to such institutions, states and governments for the faithful performance of the duties, if required.

May act as treasurer of charitable institutions, &c.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank to the stockholders, at such times and in such amounts as to them may seem proper.

Dividends.

SECTION 9. The annual election for president and directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents they may deem necessary for conducting the business of the bank, except president; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of, and five days prior to the election for which such proxy was given; five days' notice by publication, in one or more of the city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Annual election for president and directors.

Officers and agents.

Votes.

Notice of elections.

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and taxes

SECTION 11. That the stockholders shall be personally liable to an amount equal to the capital stock in addition thereto; and this charter shall continue for twenty years.

Personal liability of stockholders.
Charter.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 230.

An Act

To authorize the Belmont Avenue Plank Road Company to sell or transfer the whole or a portion of their road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Belmont Avenue Plank Road Company to sell or transfer, to any person or persons or municipal or other corporations, the whole or a portion of their road and property, upon such terms and conditions as may be agreed upon, and it shall be lawful for any person or persons or municipal or other corporation to purchase, take and hold the same: *Provided,* That before any such sale or transfer is made the same shall be approved by a majority of the stockholders of said plank road company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 231.

An Act

To authorize the Western Pennsylvania Railroad Company to issue bonds, and secure the same by mortgage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of retiring the present indebtedness of the Western Pennsylvania Railroad Company, whether by bond or otherwise, for extending their lines of railroad, and for other uses and purposes of the said company, they are hereby authorized to issue, from time to time, their bonds, to an amount not exceeding five million of dollars, (\$5,000,000,) payable at such time as they may appoint, bearing interest at a rate not exceeding seven per centum per annum, with or without provision for payment by the company of any and all taxes on the principal or interest thereof, and to secure the said bonds by one or more mortgages of the whole, or any

Authorized to
issue bonds se-
cured by mort-
gage.

portion of the railroad, estate, real and personal, and corporate rights and franchises, acquired and to be acquired.

SECTION 2. That any mortgage or mortgages executed and delivered as authorized by the act, shall be recorded in the counties of Allegheny and Butler, and shall thereupon, without further record, be a lien on the property mortgaged as fully and effectually as if it had been recorded in each of the several counties in which the mortgaged premises, or any part thereof, are or may be situated.

Mortgage, where to be recorded.

To be a lien on property mortgaged.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 232.

An Act

To extend to the township of Lower Macungie, in the county of Lehigh, the provisions of an act, approved April fourteenth, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act authorizing the supervisors of Upper Saucon township, Lehigh county, to collect an additional road tax on ore beds."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act authorizing the supervisors of Upper Saucon township, Lehigh county, to collect an additional road tax on ore beds," be and is hereby extended to the township of Lower Macungie, in said county of Lehigh: *Provided*, That in all cases where the ore is mined under a lease or grant of the ore, such lessees or grantees shall be taken and held to be the parties liable to pay the tax provided for by this act: *Provided*, Said tax shall not exceed one cent per ton.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 233.

An Act

To authorize the American Anti-Incrustation Company to issue preferred capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That authority is hereby granted to the American Anti-Incrustation Company to issue preferred capital stock, not exceeding two hundred thousand dollars, in shares of the par value of fifty dollars each, and to sell and dispose of the same within such time and upon such terms and conditions as to the price to be paid therefor, the dividends thereon, and the number of votes to which the same shall be entitled, as the board of directors may deem necessary to preserve the property and promote the interests of the company, and may receive, in payment therefor, either money or shares of the present capital stock, or both; and when any of the said shares are so received in payment the same shall thereupon be cancelled, and the present capital stock reduced that amount: *Provided,* That said corporation shall pay into the treasury of the commonwealth, on such increase of capital, such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 234.

An Act

To extend the boundaries of the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the boundaries of the city of Erie be and are hereby extended so as to be as follows: Beginning at the south line

Boundaries extended.

of the shore of the bay of Presque Isle, at the centre of Cranberry street; thence southwardly along the centre of said street, and along the same line produced straight to a point which would be intersected by producing the south line of reserve tract number twenty-eight westerly; thence eastwardly along the said produced line and the south line of reserve tracts numbers twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three, and to a point in north line of reserve tract number thirty-four, intersected by the east line of reserve tract number thirty-five, extended to the south line of reserve tract number thirty-three; thence northwardly along said extended line and the east line of reserved tract number thirty-five, thirty-six, thirty-seven and thirty-eight to the shore of the lake; thence westwardly along the shore of the lake to the present eastern line of the city of Erie; and the jurisdiction of the corporate authorities of the city of Erie is hereby extended to the limits aforesaid.

SECTION 2. The city of Erie, as above constituted, shall be divided into six wards; the First ward shall comprise all that part of the city situate north of Eighth street extended to east line of the city and east of State street; the Second ward that part east of State street between Eighth so extended and Buffalo streets; the Third ward that part west of State street, between Buffalo street extended to west lines of the city and Eighth streets; the Fourth ward that part west of State street and north of Eighth street; the Fifth ward that part south of Buffalo street and east of Peach street, and road known as the Erie and Waterford turnpike; and the Sixth ward that part south of Buffalo street, so extended, and west of Peach street and said Erie and Waterford turnpike road.

Divided into six wards.

First ward.

Second ward.

Third ward.

Fourth ward.

Fifth ward.

Sixth ward.

SECTION 3. Each ward shall be entitled to two members of select council and three of common council, and to three school directors, (all the wards to constitute but one school district,) and to such other officers as they are entitled to under the general laws of the commonwealth.

What officers each ward entitled to.

SECTION 4. All laws relating to the city of Erie, and all general ordinances of said city in force at the passage of this act, are hereby extended to the inhabitants and territory annexed to said city by this act; and all laws, ordinances, rules and regulations, inconsistent with the provisions of this act, are hereby repealed.

City laws and ordinances extended to territory annexed.

SECTION 5. All the real and personal property acquired or contracted for by the borough of South Erie, and all school sites and houses within the boundaries above described, shall be vested in the respective corporate authorities of the city of Erie; and all debts contracted by the respective corporate authorities of the borough of South Erie shall be paid by the city of Erie; and all claims or debts owned or held by South Erie may be collected in the name of the city of Erie; the said city of Erie shall also, within six months from and after the passage of this act, pay to the road commissioners of Mill Creek township, for the town house or hall and lot belonging to said township, and included in the foregoing boundaries, two-thirds of the original cost of the same, to be used

Property acquired by South Erie borough, vested in city.

City to pay borough debts.

Claims owned by borough, how collectible.

City to pay road commissioners of Mill Creek township, portion of cost of town hall.

by said road commissioners in providing places of election in the election districts of said township.

Certain ordinances of borough to be enforced by city authorities.

Proviso.

Certain provisions extended to city.

Election to be held in Fifth and Sixth wards

Councilmen and school directors elected, to decide terms of service by lot.

Councils to discriminate in levying city taxes.

SECTION 6. All ordinances passed by the burgess and council of the borough of South Erie, in regard to the opening and laying out of streets, the width, construction and improving of side-walks and sewers, shall be enforced and carried out by said corporate authorities of the city of Erie: *Provided*, That the provisions of this section shall not be construed to limit the power or jurisdiction of the city authorities to pass ordinances, rules or regulations relative to streets, side-walks and sewers same as in original city limits.

SECTION 7. The provisions of article two, three, four, eleven, twelve and fifteen of the first section of an entitled "A supplement to the act regulating boroughs," approved April third, Anno Domini one thousand eight hundred and fifty-one, and the first and second sections of the act, approved April twenty-second, Anno Domini one thousand eight hundred and fifty-six, be and the same are hereby extended to the city of Erie.

SECTION 8. That an election shall be held in the Fifth and Sixth wards, on the third Friday of March after the passage of this act, to be held at the usual hours and by the usual election officers; that in the Fifth ward to be held at the Mill Creek town hall, and that in the Sixth ward at the school house of the South Erie independent school district; and that the persons who may be elected to select council decide by lot which shall serve for two and which for three years; that the persons who may be elected to common council decide by lot which one shall serve for one year; and the persons who may be elected school directors decide by lot which shall serve for one year, which for two years, and which for three years.

SECTION 9. The councils of said city shall so discriminate in laying the city taxes as not to impose upon the rural portions those expenses which belong exclusively to the built up portions of said city; for which purpose the assessors shall distinguish, in their returns, what properties are within agricultural or rural sections, not having the benefit of lighting, paving, police, water and other expenditures exclusively belonging to said built up portions of said city; and all lands within said agricultural or rural districts, used for the purposes of cultivation or farming, and not having any of said privileges, shall be assessed as farm land and rated as such.

H. C. JOHNSON,

Speaker of the House of Representatives *pro tem*.

JAMES L. GRAHAM,

Speaker of the Senate *pro tem*.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 235.

An Act

To incorporate the Lamont Mining and Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John F. Cole, Mortimer Smith, L. C. Evans, R. Godshall, C. Kaufman and F. Evans, their associates, successors and assigns, be and they are hereby authorized to form and be a body corporate, to be known as the Lamont Mining and Railroad Company, and by that name shall have perpetual succession and all the franchises of a corporation, and may sue and be sued and have a common seal.

Corporators.

Name.

SECTION 2. That the capital stock of the company shall be one thousand shares of one hundred dollars each, with power to increase to an extent necessary to carry out the true objects of this act, not exceeding ten thousand shares; and subscriptions to such capital stock may be paid in real or personal estate; and the said company may issue bonds (of the denomination of one hundred dollars each) to an amount equal to the capital stock, and such bonds may be paid for real or personal estate deemed necessary for the purposes of the company, and may be secured by mortgage.

Capital stock.

Payment of subscriptions.

May issue bonds

SECTION 3. That the corporation hereby created shall have power to take, receive and hold, in fee simple or for any less estate, such mineral or timber lands, not exceeding five hundred acres, and to develop and work the same, as they may deem expedient; said corporation shall have power to construct a railroad under the provisions of the general railroad law of nineteenth February, one thousand eight hundred and forty-nine, and the supplements thereto, (except as altered or supplied by this act,) not exceeding fifteen miles in length, in the county of Pike, and to connect the same with any railroad of this or an adjoining state, and shall have power to lease or purchase all necessary rights of way, bridges, fixtures, franchises and appurtenances, and may issue its stock and bonds in payment for the same.

Powers and privileges.

SECTION 4. That any five of the corporators named in the first section of this act shall hold a meeting within six months after the approval hereof, and elect a president and four directors of the said company, who shall hold their office and manage the affairs of the company until their successors are elected by the stockholders, under by-laws adopted by the stockholders.

Election of president and directors.

SECTION 5. That in all cases where the owners of lands and materials are minors, it shall and may be lawful for the guardians of such owners and the said company amicably to adjust the amount of damages to be paid, if they can agree; and on payment of the amount it shall be lawful for such

Damages, relative to.

guardians to release the said company from all claims therefor, and to execute all necessary papers in the premises; in case said parties cannot agree the company may proceed as under the provisions of the general railroad law in case of disagreement with owners.

May lease or
purchase bridge
constructed
across Delaware
river.

SECTION 6. That the said company shall have power to lease or purchase any bridge, already constructed across the Delaware river, which may be deemed necessary to enable this company to form a connection with any railroad of this or any adjoining state, upon the north side of the river; and the persons or corporations owing such bridge are hereby authorized to sell and dispose of their property, rights and franchises in the same, to the Lamont Mining and Railroad Company, upon such terms as may be agreed upon between the contracting parties; and upon such sale and transfer the sellers of such bridge shall be released from all further liability, howsoever incurred in the premises, and the said Lamont Mining and Railroad Company shall thereupon assume all such liability of and for the property so purchased and its use and maintenance.

Repeal.

SECTION 7. That all laws or parts of laws inconsistent with the rights and franchises hereby granted be and the same are hereby repealed.

Bonus and taxes

SECTION 8. That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

H. C. JOHNSON,

Speaker of the House of Representatives *pro tem*.

JAMES L. GRAHAM,

Speaker of the Senate *pro tem*.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 236.

An Act

To incorporate the Shenandoah Water and Gas Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George A. Herring, G. L. Reagan, Joseph Boehne, John M'Donald, Martin Delany, Daniel Brosius, Anthony Devitt and Thomas Egan, and such other persons as may hereafter become associated with them, as stockholders, be made and created a body politic and corporate, by the name

and style of the Shenandoah Citizens' Water and Gas Company, and by that name they may and shall have perpetual succession, and shall in law be capable of suing and being sued, pleading and being impleaded in all courts whatsoever, and also of contracting and being contracted with relative to the business and object of the said corporation, and they may have a common seal and may change and alter the same at pleasure, and hold in fee simple such real estate as may be necessary for carrying on the business of said corporation.

Name.

Powers and privileges.

SECTION 2. That the company shall have power to provide, erect and maintain all works, machinery, engines and apparatus necessary or proper for making, raising, conveying and introducing into the borough of Shenandoah, in the county of Schuylkill, pure water, and for that purpose may provide, erect and maintain all proper buildings, cisterns or reservoirs for the introduction and reception of water so introduced ;

Authorized to erect works.

and for this purpose they shall have authority, and are empowered, by themselves, their agents, engineers, artisans and workmen, to erect fixtures, and take water from the stream known as Keely's run, and from other streams flowing upon the property of sundry persons or companies claiming the lands situate along the mountain on the north side of said borough of Shenandoah, and with their workmen, tools, carts, wagons, horses and cattle, to enter upon lands and enclosures, streets, lanes, alleys, roads, highways and bridges, as may be necessary, and to obtain necessary materials for the construction of said works, and to occupy, ditch and lay pipes along and through any of the said streets, lanes, alleys, roads and highways, and from time to time repair the same ; and if any damage is done to private property, the said company shall make compensation thereof in the manner hereafter provided.

May erect fixtures and take water from Keely's run and other streams.

May enter upon lands, &c.

SECTION 3. That the capital stock of said company shall consist of fifty thousand dollars, to be divided into five thousand shares of ten dollars each ; and the said company shall have the right to increase their capital stock from time to time, as the board of directors shall deem necessary.

Capital stock.

SECTION 4. That the corporators and their associates shall forthwith elect the necessary officers, one of whom shall be the president, one treasurer and one secretary, to hold their offices until the first day of October, one thousand eight hundred and seventy ; said officers to open their books immediately after the passage of this charter, for the purpose of selling shares ; and that on the first day of October, one thousand eight hundred and seventy, the stockholders of said company shall meet at the council room of said borough of Shenandoah and elect a president, a treasurer and a secretary, to serve for one year, and furthermore, six directors, two of which number shall be elected for three years, two for the term of two years and two for the term of one year ; and annually thereafter the stockholders shall elect officers to fill all vacancies that may be in the thus completed board of officers.

Officers.

SECTION 5. That the said company shall have the authority to make and adopt such by-laws, rules and regulations as they may deem fit : *Provided*, That the same do not conflict with the constitution and laws of this commonwealth.

By-laws, &c.

Proceedings in cases of disagreement as to damages.

SECTION 6. That whenever the parties cannot agree upon the damages claimed for lands or materials taken by the Shepandoah Citizens' Water and Gas Company, in the prosecution of their work, the company may tender a bond and proceed in all respects as provided in the second section of the act of assembly, entitled "A supplement to the act incorporating the Pennsylvania Coal Company," approved seventh March, Anno Domini one thousand eight hundred and forty-nine.

Certificates of stock.

SECTION 7. That the president and directors shall procure printed certificates of stock, which, on being signed by the president and treasurer, and sealed with the corporate seal, shall be delivered to each stockholder, transferable at his pleasure, the same being subject, however, to all payments due and to become due thereon; and when such assignment shall have been made and entered upon the books of said company, the holder shall become a member of said company; and in every election the stockholders of said company shall be entitled to one vote for each share of stock by him, her or them held: *Provided however*, That no assignee or transferee shall be entitled to vote at any regular; stated or special meeting of the company, unless his certificate of transfer has been entered upon the books of said company twenty days before such meeting or election.

Assignments.

Votes.

Failure to pay instalments.

SECTION 8. That if any stockholder shall refuse or neglect to pay any instalment called for by said company at the place appointed, and the same shall remain unpaid for thirty days after the time appointed, he shall, in addition to the instalment called for, pay at the rate of one per centum per month for delay; and in case the delay should extend so long that the penalty shall absorb or equal the amount paid in by the said stockholder or assignee, it shall be in the power of said company to forfeit all payments and stock, to be disposed of by said company as will best promote their objects and interest.

Unauthorized use of water, waste, &c., relative to.

SECTION 9. That if any person or persons or body politic, who shall have contracted with the said company for the use of said water, or shall wantonly and unnecessarily waste the same to the injury of the said company, or shall permit any other person or persons or body politic, not being by the said contract entitled to the use thereof, to be made use of the same, or shall neglect or fail to pay to the said company, by him, her or them agreed upon to be paid as a compensation for the use of said water, for the period of three months after the same shall be due and payable, according to the terms of the said contract, it shall be lawful for the president and directors to withhold and cut off such water from the premises of such person, persons or body politic and corporate, until all such damages, with interest and costs of recovering the same, shall be paid: *Provided*, That nothing herein mentioned and contained shall be so construed as to affect, impair or take away the right of said company to sue for and recover the amount of such or any arrearages.

Penalty for injuring works or corrupting streams.

SECTION 10. That if any person who shall wilfully destroy or injure in any manner the pipes, cisterns, reservoirs, hydrants or any of them, or any of the works belonging to said com-

pany, erected in pursuance of this act, or shall wilfully corrupt or otherwise render unwholesome the spring or streams of water which shall be conveyed or brought through the borough of Shenandoah by the said company, on being convicted thereof before any justice of the peace in and for the county of Schuylkill, shall pay a fine not exceeding fifty dollars, one-half for the use of the poor of said county and the other half to the informer, and shall moreover remain liable for all damages done to the company.

SECTION 11. That the president, treasurer, and at least three of the directors of the said company, shall be property holders and residents of the borough of Shenandoah. Qualifications of certain officers.

SECTION 12. That all mining companies mining on lands claimed by the Girard Coal Company, situate north of the borough of Shenandoah, as well as the Thomas Coal Company, shall have the privilege to lay pipes into the reservoir of the said Shenandoah Citizens' Water Company, and convey water from the said reservoir sufficient for steam purposes and watering their mining stock. Companies mining on certain lands may lay pipes to reservoir.

SECTION 13. That if the said company shall not commence to construct the said work within six months after the allowance of this charter, and shall not proceed with the said work so far as to carry water through the main street of said borough of Shenandoah in two years after having commenced their work, then the rights, liberties and franchises hereby granted to such company shall revert, cease and determine. Construction of works, commencement of, &c.

SECTION 14. And also with all the rights, liberties and privileges, and subject to all the restrictions contained in an act, entitled "An Act to incorporate the Providence Gas and Water Company, in Luzerne county," approved the twenty-third day of February, Anno Domini one thousand eight hundred and sixty-seven. Rights, privileges, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 237.

An Act

Supplementary to an act to establish a board of health and to secure the port and city of Pittsburg from the introduction of pestilential diseases, and relative to the granting tavern licenses in Butler county, approved the eighth day of April, Anno Domini one thousand eight hundred and fifty-one, and the several supplements thereto, approved the eighth day of April, one thousand eight hundred and fifty-two, the twenty-ninth day of March, one thousand eight hundred and fifty-six, and the nineteenth day of April, one thousand eight hundred and sixty-nine.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Repeal. That all acts and ordinances inconsistent with the acts and its supplements, to which this is supplementary, be and the same are hereby repealed.

True intent and meaning of certain sections of former acts. *SECTION 2.* That it is the true intent and meaning of section fourteen of the act of eighth April, one thousand eight hundred and fifty-two, and section one of the act of twenty-ninth March, one thousand eight hundred and fifty-six, that upon the non-payment of the several fines and penalties therein imposed and referred to, a *capias ad satisfaciendum* may issue, and the parties derelict may be arrested and imprisoned; that all proceedings for the recovery of the fines and penalties imposed by the act establishing a board of health, and its several supplements, shall be instituted and carried on by the board of health and in its name.

Proceedings for recovery of fines and penalties, how instituted, &c. *SECTION 3.* In addition to the fines and penalties imposed and inflicted by sections five and six of the act of eighth April, one thousand eight hundred and fifty-two, and section one of the act of twenty-ninth March, one thousand eight hundred and fifty-six, the violations of any of the provisions of the said several sections shall be a misdemeanor, and the board of health of the city of Pittsburg is hereby empowered to authorize the arrest of any and all parties caught in the act of violating the same; and it shall be the duty of any constable or policeman to arrest any person so as aforesaid engaged in the violation of said provisions, as in cases of breach of the peace, and upon conviction in the court of quarter sessions of the peace of the county of such misdemeanor, shall be sentenced to pay a fine of not less than twenty nor more than one hundred dollars, with the costs of prosecution, and to stand committed, not more than three months, until the sentence be complied with.

Arrest, &c., of persons for violating certain provisions. *SECTION 4.* That if any privy filth be spilled from a cart upon any street, lane, alley, road or highway within the limits of the jurisdiction of the board of health, the same shall be adjudged to be an unauthorized deposit, and the parties en-

Spilling privy filth from carts.

gaged therein shall be punished as such; and section nine of the act of one thousand eight hundred and fifty-two is hereby repealed.

H. C. JOHNSON,

Speaker of the House of Representatives *pro tem.*

JAMES L. GRAHAM,

Speaker of the Senate *pro tem.*

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 238.

A Further Supplement

To the act approved the twenty-sixth of March, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act authorizing the governor to incorporate a company to erect a bridge over the Allegheny river, from Ewalt street, in the city of Pittsburg, in the county of Allegheny, to the Allegheny and Butler plank road, at or near the mouth of Girty's run," changing the corporate name of said corporation, authorizing the collection of additional tolls on foot passengers, and for the better securing of their corporate bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the corporate style and title of the bridge company incorporated by the act to which this is a supplement, be and the same is hereby changed and altered to the Ewalt Street Bridge Company; and the said corporation shall hereafter be known and styled by that name and title and have perpetual succession as such: *Provided*, That nothing herein contained shall in any way affect or impair the rights, credits, franchises and privileges heretofore vested by law, or otherwise, in the said corporation.

Name changed.

Provide.

SECTION 2. That it shall be lawful for the said corporation, and their successors and assigns, to demand and receive tolls not exceeding two cents for each foot passenger using or crossing the bridge erected by them; and that any part or portion of the act to which this is a supplement, inconsistent herewith, be and the same is hereby repealed.

Tolls on foot passengers.

SECTION 3. That for the purpose of better securing the payment of the bonds heretofore authorized to be issued by the said corporation, it shall and may be lawful for them to execute and cause to be executed, under their corporate seal, a mortgage or mortgagees, in trust or otherwise, which shall

May execute mortgage.

be a first lien upon their corporate property from the date the same is admitted to record in the county of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 239.

An Act

To extend the provisions of the act of April eleventh, Anno Domini one thousand eight hundred and sixty-six, relative to the fees of the county treasurers of Luzerne and Clearfield counties, to the county of Somerset.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act to regulate the fees of the county treasurer of Luzerne and Clearfield counties," approved April eleventh, Anno Domini one thousand eight hundred and sixty-six, be and the same are hereby extended to the county of Somerset.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 240.

An Act

Supplementary to an act, entitled "A further supplement to the local bounty act for Lawrence county," passed February twenty-seventh, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of said act as repeals all laws authorizing the collection of taxes by suit before justices of the peace in said county is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 241.

An Act

To authorize the Moshannon Coal Company to reduce its capital stock.

WHEREAS, The Moshannon Coal Company, incorporated under the provisions of an act of the general assembly of the commonwealth of Pennsylvania, approved the twenty-first day of April, Anno Domini one thousand eight hundred and fifty-four, entitled "An Act to enable joint tenants, tenants in common and adjoining owners of mineral lands in this commonwealth to manage and develop the same," is desirous of reducing its capital stock, to make its nominal capital conform to and more nearly represent the actual value of the lands owned by it:

And whereas, The supplement to said act, approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-two, has been deemed insufficient to authorize companies organized under the said act of twenty-first day of April, Anno Domini one thousand eight hundred and sixty-

four, to diminish the amount of their capital stock as therein provided for:

And whereas, The said the Moshannon Coal Company has paid into the treasury of the commonwealth the full amount of its bonus on capital or organization tax, and does not claim a reduction or remission thereof by seeking to reduce said capital stock, but deems it just and expedient to do so for the purposes aforesaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the capital stock of the said Moshannon Coal Company be and the same is hereby reduced or diminished from five hundred thousand dollars to one hundred thousand dollars, by changing the par value of the shares of stock from five dollars to one dollar; and the said corporation is hereby authorized to make suitable provision for carrying said reduction into effect: *Provided*, That two-thirds of the stockholders of said company, represented in person or by proxy, at a meeting called for the purpose, in accordance with the provisions of its by-laws, accept this act and certify their proceedings to the secretary of the commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 242.

An Act

To enlarge the jurisdiction of justices of the peace and aldermen in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the act approved February eighteenth, one thousand eight hundred and sixty-nine, entitled "An Act to enlarge the jurisdiction of justices of the peace in the county of Erie," be and the same is hereby extended to the justices of the peace and aldermen in the county of Lawrence.

SECTION 2. That the act approved May first, one thousand eight hundred and sixty-one, entitled "An Act to change the mode of criminal proceedings in Erie and Union counties,"

Jurisdiction in
civil cases.

Jurisdiction in;
criminal cases.

and the several supplements thereto, be and the same are hereby extended to the justices of the peace and aldermen in the county of Lawrence.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 243.

An Act

To form an independent school district out of part of West Perry township, Snyder county, and part of Monroe township, Juniata county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of West Perry township, Snyder county, and Monroe township, Juniata county, as shall embrace within its limits the lands of Elias Landis, Daniel Stuck, Joseph Arbogast, John Kurtz, John Shelly, John Stuck, Samuel Dunn, Michael Shellenberger, F. A. Kampman, Catharine Amey, Emanuel Page, Abraham Winey, Peter Shellenberger, David B. Mill, Peter Ferst, Barbara Page, Thomas Shellenberger, George W. Amey, Jacob Landis, Charles Widemoyer, Fanny Searer, in West Perry township, Snyder county, and the lands of Jacob Brubaker, Jonathan Shellenberger, C. S. Shellenberger, John H. Moyer, Jacob Oberholtzer, Joseph Sellers, Joseph Lauver, G. A. Lauver, C. A. Lauver, John Sellers, S. E. Sellers, John Gingrich's heirs, Isaac Haldeman, Peter Graybill, Isaac Gaerhart, Jacob Lauver and Baltzer Lauver, in Monroe township, Juniata county, be and the same is hereby enacted into an independent school district; and that the school directors elected therein shall have all the power and jurisdiction over said territory as if the same had been erected out of one county.

District formed.

SECTION 2. That the jurisdiction of the several courts of Juniata county shall be extended over the whole independent school district, in all questions relating to school affairs, as fully as if it had been erected entirely out of the territory of said county; and the county superintendent of Snyder county shall have equally full jurisdiction over said district in all

Jurisdiction of courts of Juniata county extended over district.

matters pertaining to his official duties with the schools of his county.

Election of
school directors.

SECTION 3. That on or after the passage of this bill the voters of the within described territory shall call a meeting at the school house in the part taken from West Perry township, Snyder county, by posting up three or more notices, at least ten days previous to the time of such meeting, for the purpose of electing school directors for the said independent school district, who shall hold their office, and exercise the duties thereof, until directors shall be elected at the annual election; said election to be held on the third Friday of March of each year.

Taxation for
school purposes.

SECTION 4. That the said school directors shall have the power and authority of levying a tax upon the inhabitants of said school district, for the purpose of erecting or for contracting for the erection of a suitable school house within the said independent school district, as a majority of the taxpayers shall decide.

Place of holding
election.

SECTION 5. That the election for school directors, when held, shall be held at the school house in the part taken from West Perry township, Snyder county.

H. C. JOHNSON,

Speaker of the House of Representatives *pro tem.*

JAMES L. GRAHAM,

Speaker of the Senate *pro tem.*

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 244.

An Act

Relative to partition of mineral lands in the county of Luzerne.

Partition of
mineral lands,
relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in the case of partition of real estate in the county of Luzerne, either in the orphans' court or in the court of common pleas, whenever the lands of which partition is sought to be effected or made by petition to the orphans' court, by writ of partition in common pleas or by bill in common pleas in equity, or by other process now or which hereafter may be established by law, are or may reasonably be supposed to be

lands containing coal or other minerals, promising a mine, mineral or quarrying value, as well as and in addition to a surface use and value, the proper court having jurisdiction thereof is empowered, whenever it shall to the said court appear advisable and proper, and the inquest summoned by the sheriff of said county or the master in chancery, seven men appointed by the court, as now provided by law, to divide or appraise, or to divide and appraise lands of the character above referred to, shall be of the opinion, and shall so find and certify, that partition cannot be made of the coal or other minerals beneath the surface without prejudice to or impairing the value of such mineral interest to, cause partition or valuation, or partition and valuation, to be made of the surface of said lands, and to permit the coal and other minerals and mining rights, with such quantity of surface as shall be necessary for the proper use, development and enjoyment of said coal and other minerals, to remain undivided for the persons entitled thereto and subject to future partition and appraisement, or future appraisement to and among the person thereunto entitled, in the same manner, in the same courts, and upon the like application and process as if the said coal and other minerals and mining rights and quantity of surface necessary for development as aforesaid were the sole and only property of the parties by and for whom partition was sought to be effected; and the inquest or seven men or master, in the reports, shall designate, by metes and bounds, the quantity and location of surface by them or him deemed necessary and set apart for the use, development and enjoyment of said coal and other minerals and mining rights, and make and return a draft thereof, together with a valuation of said surface thus set apart; and in every case where there may be a widow or a surviving husband or a surviving parent or parents entitled by law to an estate or interest in said coal or other minerals, the said inquest or seven men or master, as the case may be, shall, with the partition and valuation or partition or valuation of the surface as aforesaid, make and return the valuation of the said mineral interest: *Provided*, That in proceedings under this act any party in interest may except to anything in the petition, report and other proceedings alleging or reporting any interest, or to a failure therein to allege or report any interest in law of any widow or surviving husband or surviving parents or parent in said minerals and mineral rights, and the proper court, upon hearing of such exceptions, shall have power to examine and decide upon the interest and estate of such widow or surviving husband or surviving parent or parents, and may grant an issue and issues to the court of common pleas to try any disputed question or questions of fact as in other cases: *And provided further*, That writs of error and appeals to the supreme court from the judgment or decree of the court of common pleas or the orphans' court shall be allowed as in other cases.

Exceptions to proceedings.

Writs of error and appeals to supreme court.

SECTION 2. The choice and allotment of shares and parts, the payment and securing of outlay and obtaining of possession of surface in the cases of partition as provided in

Choice and allotment of shares, &c.

this act, shall be in the same manner as provided by law in other cases of partition.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 245.

A Supplement

To an act relating to livery stable keepers in Indiana county, approved April thirteenth, Anno Domini one thousand eight hundred and sixty-eight, extending the same to Jefferson county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to livery stable keepers in Indiana county," approved April thirteenth, Anno Domini one thousand eight hundred and sixty-eight, be and the same are hereby extended to Jefferson county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 246.

A Supplement

To an act, entitled "An Act relative to the assessment of poor taxes in the county of Potter," approved the eighteenth day of February, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all taxes heretofore or hereafter assessed in the county of Potter, under the authority of the act to which this is a supplement, and subject to the restrictions contained in said act, shall be collected in the same manner as other taxes upon unscated lands are now by law collected.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 247.

An Act

To extend the provisions of the act, entitled "An Act to empower the sheriff and prothonotary of Schuylkill county to sue for their fees," approved March twentieth, one thousand eight hundred and sixty-nine, to Carbon county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act approved March twentieth, one thousand eight hundred and sixty-nine, entitled "An Act to empower the sheriff and prothonotary of Schuylkill county to sue for their fees," be and the same are hereby extended to the county of Carbon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 248.

An Act

To vacate certain streets in Loutzenhizer's addition to the borough of Greenville, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the following streets and parts of streets in Loutzenhizer's addition to the borough of Greenville be and the same are hereby declared to be vacated, to wit: Second street from State street north twelve (12) rods. Fifth street and Sixth street, extending from East Main street to Leech road, State street from Fifth to Sixth street.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 249.

A Supplement

To an act to incorporate the National Deposit Company, approved April third, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the National Deposit Company may receive money on deposit, for which interest may be paid in accordance with the by-laws of said corporation; and to secure the depositors from loss, the money so deposited shall be loaned on the following securities only, to wit: on real estate within this commonwealth: *Provided*, That the loan on the same shall not exceed, in the judgment of the trustees, two-thirds of the cash value: *And also provided*, That said loans shall be the first mortgage or lien on said real estate; but this shall not be construed to prevent the trustees from purchasing first liens, or other securities, on any real estate held by others, at such rates or terms as may be agreed on; the funds of the insti-

tution may also be invested in bonds or securities of the state of Pennsylvania or of the United States, the cities of Pittsburg and Allegheny, and county of Allegheny, or other state corporations; but in no other way shall the funds of this institution be invested, except as hereinbefore specified.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 250.

An Act

Supplementary to an act, entitled "A supplement to an act to incorporate the borough of Elizabethtown, in the county of Lancaster," approved the thirteenth day of March, one thousand eight hundred and forty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to which this is a supplement, as provides that the tax assessed by said borough officers shall not exceed three mills on the dollar, be and the same is hereby repealed; and from and after the passage of this act the said officers may assess a tax not to exceed six mills on the dollar, said assessment to be subject to all the provisions of the act of which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 251.

A Supplement

To the act, entitled "An Act to incorporate the Pittsburg, Brownsville and Geneva Packet Company," approved the twenty-first day of February, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act, and the acceptance thereof by the board of directors of the Pittsburg, Brownsville and Geneva Packet Company, that the annual meetings of the stockholders of said company shall be held at the office of the company, in the city of Pittsburg, on the first Tuesday in October, for the election of directors; and the notice required for all meetings of the company shall be given by the president or secretary, by publication in two daily newspapers of said city, at least six times within ten days prior to such meeting, and that the directors so elected shall have power to make and ordain the by-laws of the company, and the same to alter and amend; and that in the election of directors and decision of all other questions by the stockholders, each share of stock, as shown by the records of the company, shall entitle the holder thereof to one vote, in person or by proxy duly constituted.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 252.

An Act

To incorporate the Miners' and Laborers' Publishing Company of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John Siney, John Parker, Joseph Knight, John Gardner, Robert Anderson, A. Reese, John Foley, John N. Evans, James Kealy, Robert Morris, their successors and assigns, and such others as are now or may hereafter be associated with them, are hereby erected into and declared to be a body politic and corporate, by the name, style and title of the Miners' and Laborers' Publishing Company of Pennsylvania, Title, and by the same style and title shall have a perpetual succession, may sue and be sued, implead and be impleaded, Powers and privileges, have a common seal, to be used, changed or amended at their pleasure; purchase, hold and convey all lands and tenements, moneys, goods, chattels or estate, real, personal or mixed; and may make all needful by-laws, rules, orders and regulations for the management of the same, not contrary to the constitution of the United States or of this commonwealth, and may do all and every other act, matter and thing which any other corporation or body politic can or may lawfully do in the premises: *Provided*, That they shall only hold such real estate as may be necessary in the transaction of their business.

SECTION 2. That the capital stock of said corporation shall not exceed twenty thousand dollars, to be divided into shares of five dollars each, for which certificates of stock shall be issued in such form and shall be transferable in accordance with such by-laws as may be agreed upon by said corporation. Capital stock.

SECTION 3. The object of said corporation shall be the improvement of its members in science and literature. Object.

SECTION 4. That the affairs of the association shall be managed by a board of seven directors, one of whom shall be chosen president and another treasurer; and said officers shall be elected annually, by ballot, at meetings called for that purpose, from among the stockholders, and shall continue in office until their successors are elected; said board to fill all vacancies. Management. Election of officers. Vacancies.

SECTION 5. That the election of officers shall be held at the time and place appointed by the aforesaid corporators, after a notice of two weeks be given through the *Anthracite Monitor*, now published at Tamaqua, Schuylkill county, Pennsylvania; first election to take place on or before the first of May, Anno Domini one thousand eight hundred and seventy: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Time and place of holding elections. Notice. First election. Bonus and taxes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 253.

An Act

To authorize the city of Pittsburg to purchase property and provide for the erection of a market house.

Preamble.

WHEREAS, The councils of the city of Pittsburg, by resolution passed November twenty-ninth, one thousand eight hundred and sixty-nine, did authorize the market committee to purchase, from William Lyon and others, certain lots of ground in said city, for the purpose of erecting thereon a market house; therefore,

City authorized to make and deliver bonds and mortgages to vendors of lots.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said city of Pittsburg shall and is hereby authorized and empowered to make, execute and deliver, to the vendors of said lots of ground, a bond, or bonds, for the payment of the purchase money thereof, in accordance with the contract so made, in such amounts, and payable at such times and upon such terms as may be agreed upon by said parties, and make, execute and deliver to said vendors a mortgage or mortgages upon the lots aforesaid to secure said bonds.

Authorized to issue bonds.

SECTION 2. That said city shall be and is hereby authorized and empowered to issue bonds, not exceeding the sum of twenty-five thousand dollars, for the purpose of providing funds for the erection of a market house on the lots of ground so purchased.

Bonds to be issued under second section, what denominated, &c.

SECTION 3. The bonds to be issued under the authority of the second section of this act, shall be known as market bonds, and shall be in such form and amounts, and payable in such time, not exceeding twenty years, and bearing interest at a rate not exceeding seven per cent. per annum, as councils may direct; and they shall be signed by the mayor and countersigned by the controller, and sealed with the corporate seal of said city.

Net revenue derived from market to be pledged to payment of bonds.

SECTION 4. The net revenue to be derived from said market shall be pledged to the payment of the principal and interest of said bonds, and shall not be appropriated to any other purpose until they shall have been fully paid; and it shall be the duty of the councils of the said city of Pittsburg to make provision by ordinance for a sinking fund, to secure the appropriation of the revenue aforesaid to the payment of said bonds.

Duty of councils

Councils may provide for organization of company for erecting market houses.

SECTION 5. The councils of said city shall be and are hereby authorized, if they deem it advisable, to provide by ordinance for the organization of a company for the purpose of erecting market houses on said lots, by subscription, the subscribers to the same to be re-imbursed the expenditures, with interest

at the rate of seven per cent. per annum, from the revenue to be derived from the said markets.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 254.

An Act

Repealing an act relative to vagrancy and other offences in the county of Franklin, approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly of the commonwealth of Pennsylvania, entitled "An Act relative to vagrancy and other offences in the county of Franklin," approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

Repeal of act of
19th April, 1869.

SECTION 2. That from and after the passage of this act the laws relative to vagrancy and other offences in Franklin county, and to the fees of justices of the peace, constables and sheriffs for making the arrest of vagrants and intoxicated persons in said county, and for their keeping and maintenance, shall be the same as though the said act of the nineteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, had never been passed.

Laws relative to
vagrancy, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 255.

An Act

Requiring the commissioners of Lancaster county to give bond, with sureties, for the faithful performance of their duties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners in the county of Lancaster shall severally, within thirty days after the passage of this act, and every commissioner hereafter elected in said county shall, before he enters upon the duties of his office, give bond in the sum of five thousand dollars, with sureties, to the satisfaction of the judges of the court of common pleas of the said county, in open court, conditioned for the faithful performance of the duties of his office, for a just account of all moneys that may come into his hands, or under his control or behalf as commissioner aforesaid, for the delivery to his successor or successors in office all books, papers and other matters and things held in right of his office, and for the payment to his successor or successors any balance of money belonging to the said county remaining in his hands or subject to his control as commissioner aforesaid; which bond shall be taken under the direction of the judges of the court aforesaid, acknowledged before them, and filed of record with the prothonotary of the said court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 256.

A Further Supplement

To the act incorporating the Chambersburg and Bedford Turnpike Company.

Preamble.

WHEREAS, During the last year the bridge crossing the Juniata river, near the borough of Bedford, on the Cham-

bersburg and Bedford turnpike, was destroyed, and thereby great loss was entailed upon the said Chambersburg and Bedford Turnpike Company:

And whereas, The said company, although greatly embarrassed pecuniarily, has commenced the re-construction of the said bridge, at a very heavy expense; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act the said Chambersburg and Bedford Turnpike Company shall be and hereby is released from the payment of all state taxes collectible by the existing laws of this commonwealth from the said company, for and during the years Anno Domini one thousand eight hundred and sixty-nine, one thousand eight hundred and seventy, one thousand eight hundred and seventy-one, one thousand eight hundred and seventy-two.

Released from
payment of
state taxes for
certain years.

SECTION 2. That hereafter all elections for officers of the said company shall be held in the borough of Chambersburg, in the county of Franklin, instead of in the borough of M'Connellsburg, in the county of Fulton, as heretofore provided by law.

Place of holding
elections.

SECTION 3. That all laws and parts of laws, inconsistent with the provisions of this act, shall be and the same are hereby repealed, so far as relates to said company.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 257.

An Act

To authorize the commissioners of Schuylkill county to receive a supplemental return from Martin Foley, who collected the taxes of Michael Foley, deceased, tax collector for Cass township for the year one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the commissioners of Schuylkill county be and they are hereby authorized to receive an additional return of exonerations

tions from Martin Foley, who collected the taxes of Michael Foley, deceased, tax collector of Cass township, in the county of Schuylkill, for the year one thousand eight hundred and sixty-five, with like effect as if returned at the time and in the manner provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 258.

An Act

To change the name of Joseph Ullom to that of Joseph Turner, and to make the said Joseph the heir at law and adopted son of Daniel Turner, in Jefferson township, Greene county.

WHEREAS, Daniel Turner, in Jefferson township, Greene county, Pennsylvania, has petitioned the Senate and House of Representatives of the commonwealth of Pennsylvania, in general assembly met, to change the name of a child now living with him, called Joseph Ullom, to that of Joseph Turner, and to have the said Joseph made the heir of the said Daniel Turner, and adopted son of him, the said Daniel Turner; and the said Joseph Ullom, being over the age of twenty-one years, the courts, therefore, have no jurisdiction.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of Joseph Ullom, of Jefferson township, Greene county, Pennsylvania, a child living with Daniel Turner, in Jefferson township, Greene county, Pennsylvania, be and is hereby changed to that of Joseph Turner, and that he is hereby made the adopted son of the aforesaid Daniel Turner, with all the rights and privileges of a son born of his body in lawful wedlock.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 259.

An Act

Regulating appeals from the judgment of justice of the peace and alderman in the county of Luzerne, obtained for wages or salaries for labor, work or service done within said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all cases of appeals by defendants from the judgment of justices of the peace and aldermen in the county of Luzerne, obtained in any suit brought, or to be brought, against any person or persons or chartered company, for the recovery of wages or salaries for work, labor or service done or performed, the said defendant or his agent or attorney shall, before any such appeal be granted, declare, on oath or affirmation, in writing, that the appeal is not for the purpose of delay, but that the judgment to be appealed from is unjust and for more money than is justly due; and the defendant shall further state, in such affidavit, how much money, if any, there is justly due; and it shall be the duty of the justice or alderman to enter such affidavit upon his docket, and to enter judgment for the sum, if any, admitted to be due by the defendant in such affidavit; and such judgment so entered for the sum admitted to be due as aforesaid shall be final and conclusive: *Provided*, That such judgment shall be subject to the same stay of execution as similar judgments in like cases.

Defendant to make affidavit on appeal.

Affidavit, what to set forth.

Justice to enter affidavit, together with judgment for sum admitted due, on docket.

Judgment to be final.

Subject to stay of execution.

SECTION 2. It shall be the duty of the justice or alderman to set forth such affidavit, together with the entry of judgment for the sum admitted to be due by such affidavit, in the transcript of such appeal; and upon the trial of any such appeal such transcript shall be *prima facie* evidence of the entry of such judgment, and when found to be so entered such judgment shall be a set-off to so much of the plaintiff or plaintiffs' claim as such judgment shall be entered for; and in case the plaintiff or plaintiffs' claim as such judgment shall be entered for, and in case the plaintiff or plaintiffs fail to recover more than the judgment entered upon such affidavit, such plaintiff or plaintiffs shall pay all costs accruing or accrued from the day succeeding the entry of such appeal, unless such plaintiff or plaintiffs shall, on or before the second Monday of the term succeeding the term to which such appeal is entered, enter in the prothonotary's or clerk's office a discontinuance to a further prosecution of such appeal, for which he or they shall pay no costs: *Provided*, That in case that such discontinuance be entered, such entry shall not affect in any manner whatsoever the judgment entered by the justice or alderman upon the affidavit of the defendant, his agent or attorney: *And provided further*, That this act shall not be so construed

Affidavit, together with entry of judgment, to be set forth in transcript.

Judgment to be set-off.

In what case plaintiff to pay costs.

Discontinuance of appeal.

Construction.

as to give the plaintiff or plaintiffs a double satisfaction of his or their claim or any part of such claim.

Fees of justice.

SECTION 3. The justice or alderman shall receive for such additional entries to sum of fifty cents, to be paid by the party taking such appeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 260.

An Act

To incorporate the Pittsburg Law Association, and giving certain privileges to the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That A. M. Brown, Jacob F. Slagle, Joseph S. Morrison, Thomas Howard, Samuel A. Purviance, W. C. Moreland, W. B. Negley, James P. Johnston, W. S. M'Cune, John H. Hampton, David Reed, John H. Bailey, John H. Kerr, W. B. Rogers, John C. Newmyer, Robert Woods, John S. Lambic, R. S. Morrison, John S. Robb, James P. Brown, Thomas M. Bayne, J. S. Ferguson, A. S. Bell, Joseph Forsythe, H. H. M'Cormick, S. H. Geyer, T. Baird Patterson, David H. Veech, E. A. Montooth, H. C. Mackrell, Solomon Schoyer, Jr., Thomas C. Lazear, J. E. M'Kelve, James A. Lowrie, B. F. Lucas, M. W. Acheson, Thomas Ewing, James W. Murray, Thomas J. Keenan, C. B. M. Smith and Joseph D. Lynch, and their associates and successors, in the county of Allegheny, be and they are created and constituted a body politic or corporate, in deed and law, by the name, style and title of the Pittsburg Law Association, and by that name shall have perpetual succession, and be able to contract and be contracted with, sue and be sued, plead and be impleaded in any court of law or equity or elsewhere, to have, hold, mortgage and dispose of all manner of property, real and personal, the annual income of which shall not exceed the sum of twenty thousand dollars; to have and use a common or corporate seal, and the same to alter or renew at pleasure, to make and enforce all necessary by-laws, rules and regulations for their government, the admission of their associates and the furtherance

Title.

Powers and privileges.

of the objects of said association, viz: The elevation of the character, superintendence of the general interests and cultivation of a fraternal feeling among the members of the profession of law in said county; and generally to do all and singular the matters and things which shall be lawful for the well-being and due management of the affairs of said association, and shall have and exercise all the rights, privileges and immunities necessary for the purposes of the corporation hereby constituted, and not inconsistent with this charter or the constitution and laws of the United States and of this commonwealth.

SECTION 2. The officers of said association shall consist of Officers. a president, vice president, secretary, treasurer and executive committee of five members, and such other officers as shall be deemed necessary, who shall hold their respective offices for the period of one year, and until their successors shall have been duly elected; their respective duties and the time and manner of election to be defined and fixed by the by-laws.

SECTION 3. That the title to all real and personal estate that may hereafter be owned by said association shall be vested in a board of five trustees for the use of said association; and Hon. James P. Sterrett, A. M. Brown, James W. Murray, W. B. Negley and Jacob F. Slagle are hereby appointed such trustees; and whenever any vacancy or vacancies shall occur therein, the same shall be filled by nomination and election by said association.

Title to property
to be vested in
trustees.

Trustees ap-
pointed.

Vacancies.

SECTION 4. That the commissioners of said county are authorized and hereby directed to provide for the use of said association a suitable room or rooms in the court house of said county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 261.

An Act

To authorize the governor to appoint two additional notaries public for the county of Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the governor be and is hereby authorized to appoint two additional notaries public for the county of Lehigh, one to reside in the township of Upper Macungie, and one to reside in the township of Lowhill, in the said county of Lehigh.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 262.

An Act

To provide an additional law judge of the several courts in the Thirteenth judicial district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Election of additional judge authorized.

That the qualified electors of the several counties composing the Thirteenth judicial district shall, at the next general election, in the manner prescribed by law for the election of president judge, elect one person learned in the law, to serve as an additional judge of the several courts in said district; the said additional judge shall possess the same qualifications which are required by the constitution and laws for president judge, and shall be commissioned by the governor, and shall hold his office by the same tenure as other judges of courts of record required to be learned in the law; the said additional judge shall have the same power, authority and jurisdiction, and be subject to the same duties, provisions and penalties, as the president judge, and shall receive the same compensation for his services, to be paid out of the state treasury in quarterly payments, in the same manner as the salaries of president judges are now by law paid.

Qualifications, &c.

To have same jurisdiction and receive same salary as president judge.

Powers and duties.

SECTION 2. That the said additional judge shall have the same power, authority and jurisdiction to hold the several courts in the counties embraced in said district that the president judge thereof now has by law; and that it shall be the duty of said additional judge, in case of absence, illness or death of the president judge of said district, to hold, and preside at, all the courts in the counties comprising said district; the said additional judge shall have power to appoint and hold such adjourned terms in addition to the regular terms of court as the business may require, and to award venires for

juries at all the said regular and adjourned terms if necessary ; questions of law that may arise before the president judge or said additional judge may, in the discretion of the judges, be reserved for the determination of all the judges, either in term time or at such adjourned sessions as they may appoint and hold for that purpose.

SECTION 3. That the said additional judge shall have the same power, authority and jurisdiction to hold special courts in other districts that the president judge now has by existing laws. May hold special courts in other districts.

SECTION 4. That the governor appoint some suitable person to act as such additional judge until an election be held and a judge elected and commissioned as above provided, the judge so appointed to be invested with all the powers, authority and jurisdiction, subject to the same restrictions and penalties and to receive the same salary, and in the same manner, as provided by the foregoing sections for the additional judge of said Thirteenth judicial district. Governor to appoint person to act until election.

SECTION 5. That in addition to the four regular terms of the several courts now held in each year, at the court house in the borough of Towanda, in and for the county of Bradford, in said district, there shall hereafter be held two other terms of said courts. Additional terms of courts to be held.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 263.

An Act

For the relief of John Sampson.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Sampson, of the township of Little Beaver, in the county of Lawrence, be and he is hereby allowed till the first day of the May term next of the court of common pleas of the county of Lawrence to appeal from the settlement and report of the township auditors of said township for the year one thousand eight hundred and sixty-seven, on his claim against it for costs and expenses incurred by him as supervisor of said township, in the prosecution of a certain indictment.

ment in the court of quarter sessions of said county, against one Christian Roebke, for nuisance in obstructing the highway.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 264.

A Supplement

To an act, entitled "An Act to provide for the appointment of an inspector of illuminating gas and gas meters, to regulate the inspection of the same, and to protect consumers and manufacturers of gas in the county of Allegheny," approved the twenty-eighth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Assessment upon companies, how to be made.

That the assessment required to be made by the county commissioners upon the gas light companies, gas works and manufacturers of gas within the county of Allegheny, to pay the annual salary and expenses of the inspector of gas and gas meters, as provided by the third section of the act aforesaid, shall be made pro rata on the amount of the annual sales made by said gas light companies, gas works and manufacturers of gas; and it shall be the duty of the officers, superintendents and proprietors of said gas light companies, gas works and manufacturers of gas, to make return in writing, under oath or affirmation, within one month after the passage of this act, and annually thereafter, in the month of January, of the amount of the annual sales of their respective companies, gas works and manufactories of gas, and in default of such return the county commissioners shall make such assessment upon the defaulting company or party as they shall deem proper in each case: *And provided*, That the said commissioners shall have power to inquire into and determine the correctness of each return of sales, and make such correction thereof as equity and justice shall require; and the said assessments shall be due and payable and collectible as provided in the act to which this is a supplement.

Officers, &c., to make return of amounts of annual sales.

Cases of default.

County commissioners may correct returns.

Inspector may appoint deputies.

SECTION 2. Whenever the inspector of gas and gas meters in the county of Allegheny shall find himself unable to attend

to his duties, or any portion of thereof, he shall appoint, for such time as he may deem expedient, one or more deputies who shall act for him and under his direction and control, and for whom he shall be officially responsible; said deputies shall be duly sworn to faithfully perform their duties, and shall be paid by the inspector.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 265.

An Act

To repeal an act relative to the appointment of bridge commissioners in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act authorizing the court of quarter sessions of the county of Erie to appoint bridge commissioners to report the cost of construction," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 266.

Supplement

To an act, entitled "An Act incorporating the Union Cemetery Association of the borough of Lebanon and its vicinity," approved March thirtieth, one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the association shall hereafter be known by the name of the Mount Lebanon Cemetery Association; and that the quantity of land held by the said association, for burial and ornamental purposes, shall not exceed one hundred acres, and that the same shall forever be exempt from taxation; that in lieu of a president and five managers, members of the association, who shall be elected by ballot, on the first Monday in March, between the hours of one and four o'clock in the afternoon, in each and every year, by a majority of the members of the association present at such election, at the first election four persons shall be elected to serve for three years, four persons to serve for two years, and four persons to serve for one year, and annually thereafter four persons to serve for three years; and the said managers shall elect one of their number to act as president, to serve for one year; a majority of the said managers to constitute a quorum for transaction of business; ten days' notice of holding annual election to be given, by publication in one newspaper published in the borough of Lebanon; the place to be designated for holding said election by a majority of the managers; that each original subscriber or shareholder shall be a member of the association, and entitled to one vote at each and every election; and that as soon as the moneys received from the sale of burial lots in said cemetery shall be sufficient to pay the amount expended, with interest, and the expenses that have been incurred in laying out, inclosing and improving the cemetery grounds and erecting the necessary buildings, then each lot-holder shall become a member of the association and have a right to vote for the officers thereof; and at all elections thereafter, under the act to which this is a supplement, each member of the corporation shall be entitled to one vote for each lot held by him or them.

SECTION 2. That if at any time hereafter, in the opinion of said association, it is deemed necessary or expedient to sell or mortgage a portion of the grounds included in the one hundred acres, and not at the time laid out in burial lots, they shall be and are hereby authorized to sell or mortgage so much thereof, and at such time, as may be designated by a majority of the association, at a meeting to be held for that purpose, after due notice given; and that the proceeds arising from such sale or mortgage shall be applied towards ornamenting

Name.

Land.

Election of
managers.

Quorum.

Notice of elec-
tion.

Membership.

May sell or
mortgage por-
tion of grounds.How proceeds of
sale or mortgage
to be applied.

cemetery grounds or the payment of debts due and owing by said association, or the purchase of other and additional grounds: *Provided*, If any lands are sold and additional lands purchased, the whole quantity of acres shall not exceed one hundred acres to be held by said association. Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 267.

A Supplement

To an act authorizing United States commissioners, et cetera, to take depositions, et cetera, approved the twenty-first day of April, one thousand eight hundred and sixty-nine, in Bradford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act all United States commissioners, duly empowered and authorized by the circuit courts of the United States for the Eastern and Western districts of Pennsylvania, are hereby authorized and empowered to take the acknowledgment of deeds, mortgages, letters of attorney and other instruments in writing, and to administer oaths in all cases; also to take depositions to be used in any courts of this commonwealth.

Authorized to take acknowledgments, &c.

SECTION 2. That the provisions of this act shall apply only to the county of Bradford.

Act, where to apply.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 268.

A Supplement

To an act, entitled "An Act to promote the improvement of real estate by exempting mortgages and other money securities from taxation, except for state purposes, in certain counties of this commonwealth," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, and extending the same to mortgages and other obligations for improvements on real estate in Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of said act be extended to Venango county.

Act extended.

Mortgages, &c.,
exempted from
taxation.

SECTION 2. That all mortgages and other obligations given for money to be used in the erection and construction of permanent improvements upon real estate in said Venango county, shall be exempt from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 269.

A Supplement

To an act, entitled "An Act requiring supervisors of roads and overseers of the poor in this commonwealth to give security," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty, so far as relates to the county of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the county of Chester, whose term of office continues until the spring of the years Anno Domini one thousand eight hundred and seventy, or Anno Domini one thousand eight hundred and seventy-one, or one thou-

Supervisors
whose terms
continue until
certain periods,
may give secu-
rity before 1st
March, 1870.

sand eight hundred and seventy-two, and who have failed to give the bond, with security, required by the aforesaid act, may give such bond and security, on or before the first day of March, Anno Domini one thousand eight hundred and seventy, the same as if the election of such supervisor or supervisors had occurred within thirty days previous to the giving of such bond; and all the official acts of such supervisor or supervisors are declared to be good and valid, the same as if he or they had given bond at the time provided by said act.

Official acts declared valid.

SECTION 2. Should any supervisor or supervisors as aforesaid fail to give bond as aforesaid, on or before the said first day of April, Anno Domini one thousand eight hundred and seventy, the office of such supervisor or supervisors shall be deemed vacant; and it shall be the duty of the township auditors, or a majority of them, to present a petition to the court of quarter sessions of said county, asking for the appointment of a supervisor or supervisors to fill vacancy or vacancies.

In case of failure to give bond, office to be declared vacant.

Duty of township auditors.

SECTION 3. The supervisors elected in said county in October, Anno Domini one thousand eight hundred and sixty-nine, and who have not given the bond, with security, required by said act, within thirty days after their said election, may give such bond on or before the first day of April, Anno Domini one thousand eight hundred and seventy: *Provided*, That if any of such last mentioned supervisors shall not have given such bond by the first of April as aforesaid, the office of such supervisors shall be deemed vacant; and it shall be the duty of the township auditors, or a majority of them, to present the petition provided for in the second section of this supplement, and have the vacancy or vacancies filled.

Supervisors elected in October, 1869, may give security before certain date

In case of default, office to be deemed vacant.

Duty of township auditors.

SECTION 4. For neglecting to attend to the duties provided in this supplement, each township auditor shall be subject to a fine of five dollars, to be recovered before a justice of the peace as debts of like amount are recoverable, one-half of said fine to be paid to the informer, and the other half to be paid into the township treasury, for the benefit of the roads of said township; for attending to said duties each auditor shall be allowed the sum of one dollar, and the board of auditors of each township shall be allowed such reasonable counsel fees, not to exceed ten dollars, as may be necessary, to be paid out of the township treasury.

Penalty for neglect of duties by auditors.

Allowances to auditors.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 270.

An Act

To extend the provisions of an act relative to committing magistrates of Lebanon, Dauphin, Adams and Franklin counties, approved the twenty sixth day of March, Anno Domini one thousand eight hundred and sixty-nine, to the counties of Somerset and Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to committing magistrates of Lebanon, Dauphin, Adams and Franklin counties," approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to the counties of Somerset and Schuylkill.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 271.

An Act

Validating certain deeds heretofore made to bar estates entail in Allegheny and Bradford counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all deeds heretofore duly made in either the counties of Allegheny and Bradford, and on motion, in open court, entered among the records of the court of common pleas of said counties, in conformity with the act of the sixteenth of January, one thousand seven hundred and ninety-nine, entitled "An Act to facilitate the barring of entails," although not recorded within six months next after the execution thereof in the office for recording deeds in and for said counties, shall be equally available and valid within the intent of

said act: *Provided*, That the same shall have heretofore been recorded in such office.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 272.

An Act

To repeal an act approved April fifteenth, Anno Domini one thousand eight hundred and sixty-nine, entitled "A further supplement to an act, entitled 'An Act relating to roads, highways and bridges,' " approved June thirteenth, Anno Domini one thousand eight hundred and thirty-six, so far as relates to the county of Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act approved April fifteenth, Anno Domini one thousand eight hundred and sixty-nine, entitled "A further supplement to an act, entitled 'An Act relating to roads, highways and bridges,' " approved June thirteenth, Anno Domini one thousand eight hundred and thirty-six, be and the same is hereby repealed, so far as the same relates to the county of Bradford.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 273.

An Act

rovisions of the second section of an act of assembly, Act relative to mechanics' liens in the counties of 1, Columbia and Elk," to the county of Allegheny.

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the provisions of the second section of the act of assembly of this commonwealth, approved the ninth day of April, Anno Domini one thousand eight hundred and forty-nine, entitled "An Act relative to mechanics' liens in the counties of Westmoreland, Columbia and Elk," be and the same are hereby extended to the county of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 274.

A Supplement

To an act, entitled "An Act relating to the sale of land for taxes in the counties of Potter, Warren, Bradford and Sullivan," approved February sixteenth, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act relating to the sale of lands for taxes in Potter, Warren, Bradford and Sullivan counties," approved the sixteenth day of February, Anno Domini one thousand eight hundred and sixty-seven, shall be held and construed to include all lands that were assessed and re-

turned certified to by the collector of taxes prior to the passage of said act and sold since the date of the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 275.

An Act

To regulate the fees of the county treasurer of the counties of Elk and Forest.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the fees of the county treasurer of the counties of Elk and Forest, upon unseated lands and licenses, shall be the same as fixed for the treasurers of the counties of Luzerne and Clearfield, by the act, entitled "An Act to regulate the fees of the county treasurers of Luzerne and Clearfield counties," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 276.

An Act

For the appointment of three auditors to examine, settle and audit the bounty accounts of Stroud township, Monroe county.

Auditors appointed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Silas L. Drake, John W. Huston and Miles Hutchinson are created auditors to examine, audit and adjust all the accounts of bounty taxes levied and collected, and money subscribed for bounty purposes in the said township, with full power to re-audit any former accounts already audited by the township auditors, so as to ascertain the whole amount of money subscribed, levied and collected and paid out and expended for bounty purposes, together with the costs and expenses of the same.

To give notice of sitting.

SECTION 2. That said auditors shall give public notice of the time and place of their sitting, by five or more printed or written handbills posted in the most public places in the said township, for ten days before their sitting, and shall have the same power and authority to compel the attendance before them of parties and witnesses, and the production of books and papers, and to administer oaths and affirmations, as are by law given to county auditors.

May compel attendance of witnesses, &c.

Report to be filed.

SECTION 3. The report of said auditors shall be filed in the court of quarter sessions of said county, within twenty days after the same shall be concluded, for the inspection of all persons concerned; and it shall be lawful for the township, or for the officer or officers dissenting, to appeal from said settlements to the court of common pleas of the same county within thirty days thereafter; whereupon the court may direct an issue to try disputed facts, if necessary: *Provided*, That no appeal by such officer shall be received unless the appellant shall enter into recognizance as is now required in cases of appeal from reports of township officers.

Appeals.

Compensation.

SECTION 4. The auditors shall respectively be entitled to charge and receive the sum of two dollars for each day employed by them in the duties of their appointment, to be paid out of the bounty funds of the said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 277.

An Act

To increase the pay of assessors in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the pay of assessors in the county of Susquehanna shall be two dollars for each and every day necessarily employed in the duties of their office.

BUTLER B. STRANG,

Speaker of the House of Representatives

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 278.

An Act

to incorporate the Ridge Turnpike Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Elisha Phinney, George Sanderson, Benjamin Throop, Samuel Nash, B. F. Fillmore, J. Gardner Sanderson and C. D. Breck, and such other persons as shall be associated with them as stockholders, be and they are hereby incorporated and constituted a body politic and corporate, under the name, style and title of the Ridge Turnpike Company, subject to all the provisions and restrictions, and entitled to all the privileges and rights of an act, entitled "An Act regulating turnpike companies," approved January twenty-sixth, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, so far as the same are not altered, supplied or otherwise provided for by this act.

SECTION 2. That the capital stock of said company shall consist of two hundred shares, of twenty-five dollars each, with the right to increase the capital to an amount necessary to complete the turnpike road authorized by this act and to carry out

May issue bonds its true meaning and intent; said company shall also have the right to issue bonds to an amount which, with the capital stock subscribed, will complete said turnpike; said bonds to be payable with interest not exceeding eight per centum, payable semi-annually, and secured by mortgage on the property of the company, real and personal, in such manner as the directors shall authorize.

Construction of
turnpike au-
thorized.

SECTION 3. That it shall be lawful for said company to locate a turnpike road from any point on the Carbondale and Providence turnpike or plank road, in Blakely township, Luzerne county, to a point in the city of Scranton, at or near the intersection of Washington or Penn avenues with Vine street, or some convenient point on said avenues, or others of said city not opened, by such route as the directors shall decide to be most convenient and advantageous to the public, and construct with an artificial road-bed of stone or other substantial material, if necessary, not less than twelve feet wide, a turnpike road not to exceed sixty feet in width; it shall be lawful for said company to appropriate the whole or any part of any public road, county or township bridge, it may deem advantageous for the location of said turnpike road, and to change the location of so much of said public roads as may be necessary to shorten or improve any part or parts thereof; and so much of said roads as said company shall appropriate for the location and construction of said turnpike road is hereby vacated.

May appropri-
ate public roads
and county or
township
bridges.

Tolls.

SECTION 4. That the directors of said company shall have the right to establish and regulate the rates of toll, which shall be uniform, per mile for each single horse, horse and vehicle, two-horse or other teams, mules or working cattle, market cattle, sheep or swine traveling or drove over said turnpike: *Provided*, That persons passing with their teams or cattle to and from one part of his, her or their farm or colliery to any other parts of the same, shall be exempt from toll.

Exempts.

Work may be
commenced at
any point.

SECTION 5. That it shall be lawful for said company to commence the construction of said turnpike at either terminus thereof, or at any intermediate point or points along the line of location, and whenever one mile or more is completed to put up a toll-gate, and as said road progresses to completion, to put necessary toll-gates and appoint toll-gatherers and collect tolls.

When gates
may be erected.

Organization.

SECTION 6. That whenever twenty per cent. of the capital stock herein authorized is subscribed, and ten per cent. of the amount subscribed paid in, the persons named in the first section of this act, or a majority of them, may proceed to organize said company by the election of five directors, who shall elect one of their number president, and provide for the election or appointment of such other officers as they shall deem necessary; the directors thus elected shall serve until the first annual election, and until their successors are duly qualified; in the meantime, and until such time as the directors shall be elected as aforesaid, the corporators herein named are hereby made directors of said company, with power to fill any vacancy, and to receive subscriptions to the

Corporators
made directors
until election.

capital stock, and transact such other business as may be necessary preliminary to the permanent organization of said company.

SECTION 7. That whenever any party or parties or municipal corporations or townships, within whose limits said turnpike is located, shall, after its completion, want to make said turnpike a public or free road, and shall pay to said company the entire cost of its construction, as represented by its capital stock, its bonded and floating debt, together with eight per centum per annum on the capital stock, or so much thereof as may be required to secure to the stockholders, with back dividends, eight per cent. per annum, then, upon such payment being made as aforesaid, the toll-gates upon said turnpike shall be removed, and the same ever thereafter be a public highway, to be under the supervision of the townships, boroughs and city in which the same is located.

How turnpike
may be made a
public road.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

No. 279.

An Act

Authorizing the school directors of Chapman township, Clinton county, to levy and collect a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Chapman township, Clinton county, are hereby authorized and empowered to levy and collect a sum of not more than two per centum in any one year on the dollar of the assessed valuation of all real and personal estates, offices, trades and occupations, as adjusted for the county tax by the laws of this commonwealth, and after the same manner as school taxes are by law collected, to pay the outstanding bonds and indebtedness, with the interest and expenses due, for bounty purposes for volunteers in the late war.

Levy and collection of tax authorized.

SECTION 2. That any surplus which may be remaining in the hands of the treasurer of said funds, after the payment of

Disposition of surplus funds.

all bonds, debts and expenses aforesaid, shall be transferred to the school funds and used for school purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 280.

An Act

To incorporate the State Council of the Junior Order of United American Mechanics of the State of Pennsylvania.

Incorporation.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Name.	That the members of the State Council of the Junior Order of United American Mechanics, and such other persons, whether minors or adults, as may hereafter become members thereof, are hereby created a body politic and corporate, in deed and in law, by the name, style and title of the State Council of the Junior Order of United American Mechanics of the State of Pennsylvania.
Powers and privileges.	SECTION 2. That the said corporation by that name shall have and enjoy perpetual succession, and be able to sue and be sued, plead and be impleaded, in all courts of law or elsewhere in this commonwealth, and shall be able and capable, in law and equity, to take, purchase, hold and receive to them and their successors, for the use of said association, any lands, tenements, goods, chattels, sum or sums of money, by gift, grant, bargain and sale, will, devise or bequest, from any person or persons whatsoever, and the same to grant, bargain, sell, mortgage, improve or dispose of, for the use of the association, and in general to do all things which may be lawful or necessary for the well being and proper management of the said corporation: <i>Provided</i> , That the real estate of which the said corporation shall at any time be possessed, shall not exceed the clear annual value of ten thousand dollars.
Limitation as to real estate.	SECTION 3. That the said corporation shall have power to make and use a common and corporate seal, and to alter, destroy and renew the same at pleasure, and make such by-laws, rules and regulations as shall be necessary for their government, and promotion of the principles of the said association: <i>Provided</i> , That no by-law, rule or regulation as aforesaid
Seal.	
By-laws, &c.	

shall be valid, if inconsistent with the constitution and laws of the commonwealth or of the United States.

SECTION 4. That the officers of said corporation shall be such as said corporation may think necessary, and they shall be elected at such times and places, and in such manner as the rules and by-laws of said corporation may direct. Officers.

SECTION 5. That the present officers of the said corporation shall continue in their respective stations until an election shall be had under this act; and the rules and by-laws now in force shall be good and valid until altered, amended or abrogated by the said corporation. Present officers to continue until election.

SECTION 6. The objects of this association shall be to maintain and promote the interests of the American youth, to assist them in obtaining employment, to encourage them in business, to afford relief to the members thereof and their families, in cases of sickness, to defray the expenses of their funerals or such other cases of distress as shall be defined by the by-laws. Objects.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 281.

An Act

To establish the boundaries of the streets in the borough of Great Bend, Susquehanna county.

WHEREAS, In the year one thousand eight hundred and sixty-three, soon after the borough of Great Bend was incorporated, the borough council gave legal notice and proceeded to survey and establish the boundaries of Main street, in said borough, and in one thousand eight hundred and sixty-nine the borough council employed Timothy Boyle to draft a map of the streets and boundaries of said borough, in accordance with the said survey made in the year one thousand eight hundred and sixty-three:

And whereas, The clerk of the borough council failed to record the survey made in the year one thousand eight hundred and sixty-three; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the width and boundaries of the streets in the borough of Great Bend, Susquehanna county, be and the same are hereby established in accordance with the map drafted by Timothy Boyle, in the year one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 282.

An Act

Granting mileage to the commissioners of Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to their daily pay the commissioners of Wayne county be allowed and paid, out of the county treasury, each the sum of five cents per mile for each and every mile necessarily traveled in discharge of their actual duties and in returning thence to their respective places of abode.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 283.

An Act

Relative to the pay of jurors in the county of Cameron.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act each and every person serving as a juror in the courts of Cameron county shall receive two dollars and fifty cents per day, for such services, in addition to the mileage now allowed by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 284.

An Act

To incorporate the Duquesne Greys of the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George F. Morgan, James Petrie, Hugh M'Ilwain, Arthur Ballou, Thomas H. Phelps and Julius Frank, and their associates, who are now members of the Duquesne Greys, of the city of Pittsburg, and all others who shall hereafter become members of the same, shall be and are hereby erected and declared to be a body politic and corporate, by the name, style and title of the Duquesne Greys of the city of Pittsburg, and by the same shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record and elsewhere; and the said association shall and may make a common seal, to change, alter and renew the same at pleasure, and also to ordain, establish and put in execution such by-laws, rules and regulations as may be necessary and proper for the government of the corporation, not being inconsistent with this charter or the constitution, Title. Powers and privileges.

tion and laws of the United States or of this commonwealth, and elect or choose such officers as may be necessary, and generally to do all and singular the matters and things which to them shall lawfully appertain to do for the well being of the said corporation, and the due management and ordering the affairs thereof.

Authorized to hold lands.

SECTION 2. The said corporation is hereby authorized to purchase, lease or receive, either by gift or otherwise, erect, have, hold and enjoy, to them and their successors, such land or tenements, building or buildings, as may be necessary for the purpose of an armory, and other proper and needful purpose connected with the affairs thereof, with the necessary and convenient furniture, fixture and appliances, with the right from time to time to lease, grant, bargain, sell, alien or dispose of any part or parts or the whole thereof, either absolutely, with a reservation of rent or upon mortgage: *Provided*, That the annual income of the said corporation, exclusive of donations, gifts or dues, shall not exceed the sum of five thousand dollars.

Income limited.

Members to be exempt from jury service.

SECTION 3. Every commissioned and non-commissioned officer, musician and private of said uniformed organization, in good standing, and who shall live in the county of Allegheny, shall be exempt from serving as a juror during such time as he shall remain a member of said organization.

Property to be exempt from taxation.

SECTION 4. That from and after the passage of this act all property belonging to the Duquesne Greys, in the county of Allegheny, shall be exempt from all taxation except for state purposes.

Authorized to borrow money and issue certificates.

SECTION 5. The said corporation shall be authorized to borrow any sum of money, not exceeding twenty-five thousand dollars, and issue certificates or bonds for the same of twenty-five dollars each, bearing interest at the rate of eight per cent. per annum, payable annually, and to be expended in support of the said organization of the Duquesne Greys of the city of Pittsburg.

Money, how to be expended.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 285.

An Act

Authorizing the burgess and town council of the borough of Ormsby, in the county of Allegheny, to increase their borough tax for borough purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Ormsby, in the county of Allegheny, be and they are hereby authorized to assess, levy, collect and expend any amount of taxes they may deem necessary for the benefit and improvement of said borough: *Provided,* That the authority herein granted shall not extend over a period of five years from and after the passage of this act, and that said assessment, levy and collection shall not exceed twenty mills on the dollar.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 286.

An Act

To provide for the appropriation of the accumulated dog tax of Warren county, and to regulate the future collection and appropriation of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Warren county are hereby authorized and required to pay to the treasurer of the board of school directors in each township and borough in said county, the whole amount of money received by the county treasurer from the tax collected on dogs in such townships or boroughs, but reserving them from the expenses of collecting and the treasurer's commission, and also deducting them from the amount already paid to the owners of sheep killed in such townships or boroughs.

County commissioners to pay treasurers of school boards moneys received from dog tax.

School directors to levy and collect tax on dogs. SECTION 2. The school directors aforesaid are hereby authorized and required to levy and collect the tax now authorized to be levied upon dogs in their respective districts, and shall cause the same to be collected as school taxes are now collected.

School directors to pay damages for sheep destroyed by dogs. SECTION 3. The school directors are authorized and required to pay damages for sheep destroyed by dogs in their respective districts, upon the same conditions and under the same restrictions as are now imposed by law: *Provided*, That payment in no instance shall be made unless the assessment of damages and demand for payment be made within ninety days from the time such damage is suffered.

Owners of dogs liable for damages done. SECTION 4. The owner or owners of any dog or dogs shall be liable for all damages done by such dog or dogs in an action of trespass, in the name of the person injured, or his or her assignees or legal representatives; and after the payment of damages in any case to the person injured, by the school directors of any district, as hereinbefore provided, the claim and right of action of said injured person against the owner of the dog or dogs sores passing, for the damages so suffered, shall be vested for said school district, and it shall be the duty of the directors thereof to enforce the payment of the same by legal process or otherwise, in the name of the person injured, for the use of said district.

Claims for damages done, to be vested in school directors. SECTION 5. So much of the act of assembly of the thirty-first March, one thousand eight hundred and sixty-four, entitled "An Act for the protection of sheep and the taxing of dogs in the counties of Warren and Luzerne," as is hereby altered or supplied, is hereby repealed.

Repeal. BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 287.

An Act

Authorizing one justice of the peace of Canton township, in the county of Washington, to hold his office in the borough of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall be lawful for one justice of the peace in the township of Canton, in the county of Washington, residing nearest to the borough of Washington, to hold his office in said borough.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 288.

An Act

Authorizing the school directors of Marysville, Perry county, to borrow money to enable them to build a house for a graded school in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Marysville school district, Perry county, be and they are hereby authorized to borrow any sum of money, not exceeding three thousand dollars, (\$3,000,) and issue bonds therefor, which shall be payable within five years, be exempt from all taxation except for state purposes, and bear interest at a rate not exceeding seven per centum per annum, and which shall be payable annually; and the money so borrowed shall be expended in building a house for a graded school in the said borough of Marysville.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 289.

An Act

To extend the statute of limitations relative to the fees of former sheriffs of Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the statute of limitations is hereby extended three years beyond the present time limited by law in respect to any actions to be brought by any sheriff who has heretofore held office in the county of Venango, for the recovery of any and all fees due to him or them.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 290.

An Act

To legalize acts of B. Jay, as alderman of Eighth ward, city of Scranton.

WHEREAS, It was provided by the ninth section of an act, entitled "An Act to incorporate the city of Scranton," approved the twenty-third day of April, Anno Domini one thousand eight hundred and sixty-six, "that the justices now in commission and acting as justices of the peace within the limits of the said city shall continue to exercise their said offices, to be denominated aldermen of their respective wards where the reside:

And whereas, Benjamin Jay was, on the twentieth day of April, one thousand eight hundred and sixty-six, duly elected a justice of the peace in and for the borough of Scranton, (North ward,) for the term of five years, but did not receive his commission until the fifteenth day of May, one thousand eight hundred and sixty-six, and that his residence then was, and now is, in the Eighth ward of the city of Scranton, where

he has been acting as alderman by virtue of said commission; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all acts heretofore done, or that may be hereafter done, by the said Benjamin Jay, under said commission as an alderman of the Eighth ward in and for the city of Scranton, shall be taken and held to have been done with the same force and effect as though the said Benjamin Jay had been in commission and acting as a justice of the peace in and for the borough of Scranton, North ward, at the time of the passage of said act, to wit, on the twenty-third day of April, one thousand eight hundred and sixty-six.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 291.

An Act

To incorporate the Farmers' Savings Bank of Fogelsville.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Samuel Kuhns, Daniel Meyer, William Mohr, David A. Smith, David Haaf, Jonas A. Ettinger, Solomon Peter, Josiah H. Straub, Henry Correll, Robert H. Fogel, Daniel H. Creitz, William Stine and their successors, be and they are hereby made and created a corporation and body politic, by the name and style of the Farmers' Savings Bank of Fogelsville, and by that name shall by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend, in courts of law or equity, or in any other place whatever, and to make, have and use a common seal, and the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and promote the object and design of this act of incorporation, to be located at Fogelsville, in the county of Lehigh: *Provided*, That a misnomer of the said corporation, in any instrument, shall not

Corporators.
Name.
Powers and privileges.
Misnomer.

Construction.	vitiate the same, if the intent of the parties can be clearly ascertained: <i>And provided further</i> , That nothing in this act contained shall be so construed as to confer upon the said corporation banking privileges, except ordinary discounts, or so as to exempt the same from the operations of the laws of this commonwealth prohibiting the issuing of bank notes or engagements of credit in the nature thereof.
Business.	SECTION 2. That the business of the said corporation shall be to receive on deposit, from time to time, such sums of money, not less than ten cents, as may be offered by tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in stocks or bonds of any city, authorized to be issued by any act of this commonwealth, or in other stocks, or in bonds and mortgages and other approved and valid securities; the said corporation shall receive all sums of current money offered as aforesaid, and shall invest the same in the manner aforesaid, as soon as practicable; they shall allow to the depositors interest on the deposits, to be regulated by the trustees as hereinafter provided; and they shall pay the amounts deposited, with the interest thereon, or any part thereof, not less than ten cents, to the depositors, at the place of business of the said corporation, at any time during business hours, on demand: <i>Provided however</i> , That not more than twenty-five dollars shall be required to be paid to any one depositor, upon any one day, unless a written notice of the sum intended to be demanded shall have been given, at least ten judicial days before the time when such payment is desired to be made.
Interest to depositors.	
Payment of deposits.	
Notice required where amount exceeds \$25.	
Real estate.	SECTION 3. That the real estate which it shall be lawful for said corporation to hold, shall be only such as is requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase, at a judicial sale or otherwise, to secure debts due to them.
Election of trustees.	SECTION 4. That the persons named in the first section of this act, or any nine of them, shall elect by ballot nine persons either from among those named in this act, or others, to be first trustees of the said corporation; no person to be considered elected unless he shall have received the affirmative vote of at least five of the said corporators; that vacancies by death, resignation or otherwise, shall be filled by the board of trustees, as soon as practicable, by the affirmative vote of at least five of their number, at any election held by ballot; that the said trustees shall elect, from among themselves, a president and vice president, and shall appoint such other officers as they may deem necessary; that six of the said trustees shall form a quorum; and that the affirmative vote of at least five shall be requisite to authorize the sale or transfer of securities or to the appointment of any officer receiving compensation; that the president, vice president or any trustee, or any officer or servant of the said corporation, shall not, directly or indirectly, borrow the funds of the said corporation, nor any part thereof, nor use the same, nor any part thereof, in any other manner than that hereinbefore provided, except for the payment of the necessary expenses, un-
Vacancies.	
Officers.	
Quorum.	
Sale or transfer of securities, &c.	
Prohibition.	

der the direction of the board of trustees; that the said trustees shall meet regularly, at least once a month, and that any trustee omitting to attend the said regular meeting for six successive months, may, by a vote of the board, be declared to have vacated his office; that the said trustees shall have power to enact by-laws.

Meetings of trustees.

By-laws.

SECTION 5. That the trustees shall regulate the rate of interest upon the deposits, and publish the same annually; that interest shall not be allowed to any depositor until his deposits amounts to two dollars, the interest to be calculated by calendar months only, and no interest to be allowed for the fraction of a month; that deposits made by minors or married women may be repaid to them, and their receipt shall discharge the said corporation from any further claim for the sum so repaid.

Interest, rate of, &c.

Deposits by minors or married women.

SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in the first section, and such others as may become members of the institution, previous to the granting letters of incorporation, to raise and form a capital of not less than five nor more than fifty thousand dollars, in shares of twenty dollars each, which capital shall at all times be liable to the depositors for the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the institution in such a manner as may be designated by the by-laws of the said institution.

Capital to be raised for security of depositors.

Shares transferable.

SECTION 7. That it shall be the duty of the trustees, in the month of January in each year, to report to the legislature the aggregate amount of deposits on hand, with the interest which has accrued thereon, and as often as they may deem proper, make and declare a dividend of the interest and profit of said corporation, after paying its expenses and reserving a fund for contingencies, and the same pay over to the shareholders, or to their legal representatives, within ten days thereafter, and to make a full exhibit of the affairs of said institution, according to the acts of assembly in such case made and provided.

Trustees to report to legislature.

Dividends.

SECTION 8. That the officers and agents of said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate the expenses of searches, examinations and certificates, and recording papers, shall be paid by the borrower; that at all times the books of the corporation, during business hours, shall be open for the examination and inspection of such person or persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to the supervision and control of the court of common pleas of the county of Lehigh and the supreme court of Pennsylvania, according to the provisions of the constitution of this commonwealth and the several acts of assembly conferring equity jurisdiction upon said courts.

Officers and agents to give security.

Expenses of searches, &c., to be paid by borrower.

Books to be open for inspection.

Subject to.

SECTION 9. That each and every person upon entering upon the discharge of the duties of trustee, in pursuance of this act, shall be required to issue a bond to the commonwealth of Pennsylvania, in such amount as the court of common pleas

Trustees to give bond.

Proviso.

Charter.

Reservation.

Proviso.

Bonus and taxes

Personal liability of stockholders.

of Lehigh county may fix, to be filed with the prothonotary of said court, and conditioned for the faithful keeping and appropriation of all such sums of money as shall be placed in charge of said Farmers' Savings Bank of Fogelsville, whether as deposits or shares of stock: *Provided*, That said court of common pleas may at any time require the amount executed of said bond to be enlarged.

SECTION 10. That this charter shall continue in force for a period of twenty years, but the legislature reserves the right to repeal, alter or amend the same at any time when they shall deem it necessary for the public good: *Provided however*, That no injustice be done to the corporators: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

SECTION 11. That the stockholders shall be personally liable to the depositors in double the amount of the capital stock.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 292.

An Act

To authorize the school directors of the borough of Bellevue, in the county of Allegheny, to borrow money, and also to levy a tax for the re-payment of the same.

Authorized to borrow money and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the school directors of the borough of Bellevue, in the county of Allegheny, are hereby authorized and empowered to borrow any sum or sums of money, not exceeding five thousand dollars, in addition to the amount heretofore authorized by law, and to issue bonds or securities therefor, in sums not less than one hundred dollars each, at such rate of interest as shall be determined by said school directors, not exceeding seven per centum, which bonds or securities shall be free from taxation, except for state and school purposes, and shall be made payable not more than fifteen years from date, and redeemable at any date within said period; that said school directors or their successors shall, by resolution, direct the

said money to be used and expended in payment of the liabilities incurred in the purchase of a school lot in said borough and the erection of a school building thereon.

SECTION 2. That said school directors and their successors in office are further authorized to levy and collect, annually, for the purpose or re-paying said loan, and all other loans heretofore authorized to be made by said school district, an amount of money over all moneys now authorized for school building purposes, not to exceed ten mills on the county valuation of the property in said borough, said additional tax to be collected annually until said loan shall be paid, and not thereafter.

Authorized to
levy tax.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 293.

An Act

Authorizing the burgess and town council of the borough of Monongahela, in the county of Allegheny, to levy an additional tax for borough improvement.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Monongahela, in the county of Allegheny, be and they are hereby authorized to assess, levy and collect an additional tax, not exceeding five mills on the dollar; said tax to be expended for the benefit and improvement of said borough: *Provided,* Said additional tax shall not be assessed, levied and collected for a longer period than five years from and after the passage of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 294.

A Supplement

To an act authorizing the burgess and town council of Venango City, Venango county, to increase their borough tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act authorizing the burgess and town council of Venango City, Venango county, to increase their borough tax," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, be and the same is extended during the period of one year from the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 295

An Act

To empower the Girard Mutual Coal Company to hold and convey certain land in the city of Philadelphia, and to empower the Philadelphia Coal Company to accept a conveyance thereof, and to hold and convey the same.

Girard Mutual Coal Company authorized to convey real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Girard Mutual Coal Company be and it is hereby empowered to hold and convey the real estate situated at Eighth and Master streets, in the city of Philadelphia, which is described in a certain indenture between Henry Simons and wife, of the one part, and the Girard Mutual Coal Company, of the other part, dated the twenty-ninth day of October, one thousand eight hundred and sixty-nine, and recorded in the office for recording deeds, et cetera, for the city and county of Philadelphia, in deed book J T O, number two hundred and eighty nine, page four hundred and twenty-five, et cetera.

SECTION 2. That the Philadelphia Coal Company be and it is hereby empowered to receive a conveyance of the real estate referred to in the preceding section, and to hold and convey the same. Philadelphia Coal Company authorized to receive conveyance.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 296.

An Act

To vacate a certain lane in the Twenty-eighth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a certain lane, sometimes called Stanley's lane, running from the north-east side of Ridge avenue, between Twenty-ninth and Thirtieth streets, north-easterly to the west side of Twenty-ninth street, between Diamond street and Susquehanna avenue, in the Twenty-eighth ward of the city of Philadelphia, be and the same is hereby vacated, and the title to the soil over which the same passes be and the same is hereby vested in fee simple in the owners of the ground fronting on the said lane, respectively.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 297.

An Act

To incorporate the Philadelphia Rifle Club.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That William Langenheim, Jacob Weber, C. Frankenhoff, F. Langenheim, Joseph Roehm, E. Anschuetz, Peter Gelger, L. Blank, John Wuefflein, F. G. Kolb, Ph. Mund, G. Schmid, H. D. Justi, G. Storm, C. F. Kiefer, and their associates, successors and assigns, shall be and they hereby are created a body politic and corporate, in deed and law, by the name, style and title of the Philadelphia Rifle Club, and by that name shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, to purchase, receive, hold and enjoy, to them and their successors, all property of what nature or kind soever, be the same real, personal or mixed, and the same, or any part thereof, to sell, assign or otherwise dispose of, for the use of said association: <i>Provided</i>, That the clear annual value of the property possessed by said association shall not exceed the sum of ten thousand dollars.
Name. Powers and privileges.	
Capital stock.	SECTION 2. That the capital stock of said association shall be fifty thousand dollars, with power to increase the same to one hundred thousand dollars, to be divided into shares of twenty-five dollars each; and the object of said association shall be to purchase a lot of ground and erect the necessary improvements thereon to afford to its members and others opportunities of acquiring skill in the use of the rifle, and to test the comparative merits of the various kinds of fire-arms, without prejudice to the public convenience and safety.
Object.	
Seal. Certificates of stock.	SECTION 3. That the said association shall have power to make and use a common seal, and the same to alter or renew at pleasure, and to issue certificates of stock in such form, and subject to such regulations, as they from time to time by their by-laws may prescribe, and to make such by-laws, rules and regulations as may be deemed necessary and proper for the management of their said association: <i>Provided</i>, That no by-laws, rule or regulation shall be contrary to the constitution and laws of the United States or of this commonwealth.
By-laws, &c.	

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 298.

An Act

To confirm the title of Lazarus Shloss to certain lands in the city of Philadelphia.

WHEREAS, The Empire Sewing Machine Company of the city of New York, in the state of New York, by indenture bearing date the twenty-eighth day of December, Anno Domini one thousand eight hundred and sixty-nine, duly executed and acknowledge, did grant and convey unto Lazarus Shloss, of the city of Philadelphia, and to his heirs and assigns, all that certain lot or piece of ground, with the buildings and improvements thereon erected, situated on the south side of Sharswood street, at the distance of one hundred and fifty feet westward from the west side of Twenty-second street, in the city of Philadelphia, containing in front or breadth on said Sharswood street seventy-five feet, and extending in length or depth southward of that breadth, at right angles with said Sharswood street, ninety feet to Dresden street, now Stewart street :

And whereas, The said the Empire Sewing Machine Company, being a foreign corporation, is incapable of granting and conveying an indefeasible title to the above described lot of ground unto the said Lazarus Shloss, his heirs and assigns :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title of, in and to the above described lot or piece of ground, so as aforesaid conveyed, or intended to have been conveyed, by the said the Empire Sewing Machine Company to the said Lazarus Shloss, shall not be held to be invalid, nor liable to escheat to the commonwealth, by reason of its being derived through the said foreign corporation ; but the title acquired to the same by the said Lazarus Shloss is hereby confirmed, and shall be and remain firm and stable unto the said Lazarus Shloss, his heirs and assigns forever.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 299.

An Act

Increasing the pay of jurors and witnesses in the county of Cumberland.

Pay of jurors.

Pay of witnesses

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the pay of grand and traverse jurors in the county of Cumberland shall be two dollars per diem for each and every day of service as such, in addition to the mileage now allowed by law.

SECTION 2. That the pay of witnessess in attendance upon the several courts of the said county shall be one dollar per diem: *Provided,* That such witnesses who reside in or within one mile of the borough of Carlisle shall only be entitled to receive seventy-five cents per diem while in attendance upon the several courts aforesaid, in addition to the mileage now allowed by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 300.

An Act

To change the venue and all proceedings instituted by John D. Dieffenderfer against the Lewisburg, Centre and Spruce Creek Railroad Company, in the court of common pleas of Northumberland county, from said county of Northumberland to the court of common pleas of Union county, and to give the county of Union original jurisdiction, so far as relates to suits in which said railroad company is interested.

Preamble.

WHEREAS, But a small part of the Lewisburg, Centre and Spruce Creek railroad is situated in the county of Northumberland, and even all that part is within two miles of the county seat of Union county, through which the road passes:

And whereas, It is more convenient for all parties interested to have the suits relating to so much of said railroad as is located in Northumberland county tried in Union county; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue and all proceedings instituted by John D. Dieffenderfer against the Lewisburg, Centre and Spruce Creek Railroad Company, in the common pleas of Northumberland county, be and the same are hereby removed from said county of Northumberland to the court of common pleas of Union county, where the same shall be proceeded in to final judgment, with the same effect as if the same had remained in said county of Northumberland; and immediately after the passage of this act it shall be the duty of the prothonotary of the county of Northumberland to certify, and transfer to the court of common pleas of said county of Union, the record of all proceedings instituted by the said John D. Dieffenderfer against the Lewisburg, Centre and Spruce Creek Railroad Company, there to be proceeded in to final termination, with like effect as if said county of Union had had original jurisdiction; and all expenses incurred by the said county of Union, of the suits and proceedings so transferred, shall be paid by the commissioners of said county of Northumberland.

Proceedings removed.

Duty of prothonotary of Northumberland county.

Payment of expenses.

SECTION 2. That the reports of viewers in such of the proceedings as are hereby transferred shall be made to the prothonotary of the county of Union, and there entered of record and filed, with the right for either party to appeal within the time designated by law.

Reprs. of viewers, to whom to be made, &c.

SECTION 3. That as the several damages claimed by said John D. Dieffenderfer is for contiguous property situated in same township and county, it shall be the duty of the court to consolidate the same, so as to have the whole matter tried in one suit, in order to save costs and expenses.

Court to consolidate damages claimed by John D. Dieffenderfer.

SECTION 4. That the county of Union shall have original jurisdiction of all suits that may arise in relation to so much of the Lewisburg, Centre and Spruce Creek railroad as is located in the township of Chillisquaque, in the county of Northumberland.

County of Union to have original jurisdiction of certain suits.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 301.

An Act

To reduce the compensation of supervisors in the township of North Codorus, in the county of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the compensation of supervisors of the township of North Codorus, in the county of York, shall be one dollar and fifty cents for each and every day actually and necessarily employed by them in the discharge of the duties of their office, in lieu of two dollars per day, the compensation now allowed them by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 302.

A Supplement

To the act to incorporate the borough of Titusville, Crawford county, into a city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That said city shall have power to borrow money and issue bonds for the payment thereof, bearing interest at a rate not exceeding ten per cent. per annum: *Provided,* That at no time shall the indebtedness of the city exceed the sum of one hundred thousand dollars.

May borrow money and issue bonds.

Indebtedness limited.

A separate poor district.

County commissioners prohibited from assessing poor taxes.

SECTION 2. The city of Titusville shall be a separate poor district.

SECTION 3. From and after the passage of this act it shall not be lawful for the commissioners to assess any property for poor taxes, or levy or collect any poor taxes whatever or from any person from the above named poor district; and all

property against which, and persons against whom any such poor tax has been assessed or levied by the county of Crawford or the commissioners, or any of its officers, are hereby exonerated therefrom; and all laws and parts of laws, inconsistent with the foregoing, be and the same are hereby repealed.

Property and persons exonerated from taxes assessed.

SECTION 4. The city council shall have power to levy and collect a city poor tax in the same manner and by the same officers as other city taxes are levied and collected, to be placed in the hands of some person or persons, designated by the city council, as a city poor fund, to be used under the direction of such person or persons, by the consent of the common council, for the temporary and immediate wants of the city poor: *Provided*, That such funds shall never, at any time, be used for the purposes for which the county poor funds are by law provided.

City council may levy poor tax.

Use of poor fund

SECTION 5. That so much of section seven of said city charter as requires the publication of ordinances by twelve posters, be and the same is hereby repealed.

Publication of ordinances.

SECTION 6. That in addition to the remedy given in the fourth clause of the fourth section of said act incorporating said city, approved March twenty-eighth, Anno Domini one thousand eight hundred and sixty-six, by lien filed under the laws relating to mechanics' liens, for the recovery of the cost of improvements and expenses incurred by said city, upon the streets, lanes, alleys and walks, and for grading, curbing, paving and guttering of the side or foot-walks named in the different clauses of said fourth section of said act, which said remedy is hereby extended to all expenses in building, making or repairing of any and all side-walks, that on any failure of the owner or owners, occupier or occupiers, of lots of ground respectively fronting thereon, to make all such improvements or to pay said city for the same as required by the laws and ordinances of said city, the street commissioner shall certify the amount of such expenses, with a statement describing the property upon or fronting which all such improvements or expenses have been made, to the collector of city taxes, who shall proceed to levy and collect the same in the same manner as all other city taxes are collected, and as prescribed in the sixth section of the act to which this is a supplement, for which amount, certified to the collector as aforesaid, the collector shall be liable to said city in the same manner as for all city taxes: *And provided further*, That said owner or owners, occupier or occupiers of lots, shall be liable to said city in an action of debt for the expense of the improvements above named that have heretofore been made by said city, for any of said purposes, upon said streets, gutters and walks, or that shall be hereafter made by said city, with interest.

Remedy for recovery of expenses incurred in making or repairing side-walks.

Owners, &c., liable for expenses of improvements made by city.

SECTION 7. That the school directors of the said city of Titusville be and are hereby authorized to levy taxes in said city, for school purposes, so as not to exceed three and one-half per cent. in the assessed valuation of property, real and personal therein, and they are hereby authorized to levy a tax of one and a-half per cent. on the assessed valuation of the

Taxation for school and building purposes.

property aforesaid, for building purposes; which taxes shall be certified, as heretofore, to the council in the manner specified in the fourteenth section of the act incorporating said city, approved the twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-six.

School directors
authorized to
borrow money.

SECTION 8. That the said school directors be and are hereby authorized to borrow money, not exceeding the sum of thirty-five thousand dollars, for the purchase of lands for building and furnishing school houses and for the payment of debts, at a rate of interest not to exceed ten per cent., and that the said sum be deemed not to form a part of the city debt incurred by the common council.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 303.

An Act

More particularly defining and limiting the powers of the West Philadelphia Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the West Philadelphia Bank shall have and exercise the general powers and privileges necessary for a bank of discount and deposit, but shall not have or exercise any of the trust powers granted by its charter during the continuance of this act, except such as may be required in the prosecution of its banking business as aforesaid; and that this act shall continue in force until the first day of May, Anno Domini one thousand eight hundred and eighty-nine, when the same shall expire and become void, unless sooner re-enacted and renewed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 304.

A Further Supplement

To an act, entitled "An Act providing for the construction of a side-walk on the north side of Main street, in the North district of Wilkesbarre township, in Luzerne county, between North street and Kulp avenue," approved February tenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisor of the North district of Wilkesbarre township, Luzerne county, is hereby authorized and required to prepare the ground and construct a side-walk on the westerly side of Market street as extended into Wilkesbarre township, from the canal bridge on said Market street to where said Market street intersects with Northampton street; and also to extend the side-walk on the easterly side of Northampton street, in said Wilkesbarre township, from the Welsh Presbyterian church to the Empire mines; said side-walks to be constructed, viewed and paid for agreeably to all the provisions and requirements of the act to which this is a supplement, except that the width of said side-walks shall be six feet instead of eight feet; that said side-walks shall be completed before the first day of September, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 305.

A Supplement

To an act to incorporate the Monocacy Bridge Company, approved the eleventh day of March, one thousand eight hundred and sixty-six.

WHEREAS, The commissioners in said act mentioned have Preamble. obtained subscription to the stock of said company amount-

ing to ten thousand dollars, which amount was required by said act to be subscribed before the company could be organized, but the two years within which the said company was required by the seventh section of the act of twelfth of April, one thousand eight hundred and fifty-five, to proceed to carry on said work of building the bridge has already expired; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of March eleventh, one thousand eight hundred and sixty-six, entitled "An Act to incorporate the Monocacy Bridge Company," be and the same is hereby revived and re-enacted; and that the time for commencement of the building of the said bridge be and is hereby extended one year, and the time for completion three years from and after the passage of this act.

Act of March
11th, 1866, re-
vived.

Time for com-
mencement and
completion of
bridge, extend-
ed

Repeal.

SECTION 2. That so much of sections second and third of the act approved the ——— day of January, Anno Domini one thousand eight hundred and seventy, entitled "A supplement to an act authorizing the governor to incorporate a company to build a toll bridge over the river Schuylkill, between the Black and White Horse taverns, in Amity township, Berks county, approved the third day of March, Anno Domini one thousand eight hundred and thirty-two," and all other acts inconsistent herewith, and the establishment of a ferry on the Schuylkill river at or near the mouth Monocacy creek, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 306.

An Act

To authorize the chief burgess and town council of the borough of York to assess and collect additional taxes in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief burgess and town council of the borough of York shall have power to assess and collect, in the manner in which the taxes of the said borough are now collected, a

tax of five mills on the dollar on the valuation of the taxable property in the borough, the proceeds of which shall be applied to the purchase of new hose or other apparatus or machinery for the fire department of said borough, and the building and repairing engine houses.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 307.

An Act

To annex the poor house farm in Woodcock township to the borough of Saegertown, in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all of the poor house farm, situated in the township of Woodcock, in the county of Crawford, be and the same is hereby annexed to the borough of Saegertown.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 308.

A Further Supplement

To an act to incorporate the Frankford and Germantown Turnpike Road Company, relating to the tolls to be charged and collected thereby.

May charge
Same tolls as
Township Line
Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the said Frankford and Germantown Turnpike Road Company henceforth to charge, collect and receive from any person or persons using the said road, tolls at the same rates as are now by law authorized to be charged, collected and received by the Township Line Road Company.

May collect tolls
from persons
not passing
through gates or
toll-bars.

SECTION 2. That it shall and may be lawful for the said the Frankford and Germantown Turnpike Road Company to charge and collect tolls from persons using or traveling on said road, or any part thereof, and not passing through any gate or toll-bar thereon erected, at the same rate for the distance so traveled as the said company is now or may hereafter be by law authorized to charge and collect from persons passing through any such gate or toll-bar; and the officers of said company are hereby fully authorized and empowered to make such rules and regulations and enter into such contracts and agreements for the collection of said tolls as they may deem necessary and as may be requisite to carry out the true intent and meaning of this act: *Provided*, That the provisions of this section shall not be so construed as to authorize said company to charge or collect tolls from persons using said road in passing from one part of their farms to another.

Tolls charged
against persons
not passing
through gates,
&c., may be sued
for.

SECTION 3. That the tolls authorized to be charged and collected by the provisions of this act, by said company, from persons using said road and not passing through any gate or toll-bar thereon, may be sued for and recovered as debts of a like amount are now by law recoverable.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 309.

An Act

To incorporate the Philadelphia Wood Paving Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William B. Barton, John M. Bickell, James H. Carman, Corporators.

William Musgrave, their associates, successors and assigns, be and they are hereby incorporated and made a body corporate and politic, by the name, style and title of the Phila-

delphia Wood Paving Company, with a capital stock of two Style.
Capital stock.

hundred thousand dollars, divided into ten thousand shares of twenty dollars each, and by that name shall have perpetual succession, and be capable in law of receiving, holding and conveying such real and personal property as may be necessary for the objects of said corporation: *Provided*, That the said real estate shall not exceed the net yearly income of ten thousand dollars; and further, that they may sue and be sued, plead and be impleaded, in all courts of law and equity, and may have a common seal, which they shall have power to alter and renew at pleasure, and may receive, execute and deliver all such instruments of writing, and do such acts and things necessary to promote the objects, interests and designs of said company as authorized by this act, namely: To lay, within the limits of the city of Philadelphia, the Alexander Miller improved wood pavement, and generally to do and perform all things pertaining to, contracting for and laying the said wood pavement. Powers and privileges.

SECTION 2. That the said company shall have power to make By-laws.

such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to amend, alter, add to or repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth or the provisions of this act; and to issue certificates of stock, representing the value of their property, in such form and subject to such regulations as they may from time to time, by their by-laws, prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the said corporation and the due managing of the things thereto.

Certificates of stock.

Contracts, &c.

SECTION 3. That the duties and rights of the stockholders of the said corporation, the powers and functions of the officers thereof, the mode of supplying vacancies in office, the times of meeting of said corporation or its officers, the number which shall constitute a quorum thereof respectively at any such meeting, and the mode and manner in which the property of said corporation shall be bargained, mortgaged,

Duties of stockholders, powers of officers, &c., to be regulated by by-laws.

aliened, enfeoffed or disposed of, shall be regulated by the by-laws and regulations of said corporation.

Offices.

SECTION 4. That it shall be lawful for the said company to establish the necessary offices for the business of the company, wherever their business is located, and to have their principal office in the city of Philadelphia, at which it shall be lawful to hold all meetings for the transaction of the business of the company: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and taxes

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 310.

A Supplement

To an act to incorporate the Wellsboro' and Lawrenceville Railroad Company, approved April fourth, Anno Domini one thousand eight hundred and sixty-seven.

Eligibility to office.

Place of meeting

May reduce number of directors.
Proviso.

Time for commencing construction extended.

May construct line of telegraph

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That any citizen of the United States, resident therein, shall be eligible to the office of president, secretary, treasurer or director of the Wellsboro' and Lawrenceville Railroad Company; and it shall be lawful for the officers of said company to hold their meetings at such place as the majority shall designate.

SECTION 2. That the said company is hereby authorized to reduce the number of its directors to any number not less than seven: *Provided*, The holders of four-fifths of the capital stock shall assent to such reduction, in the manner and form its board of directors may provide: *And provided further*, That the time for commencing the construction of said road be and is hereby extended to a date not later than June first, one thousand eight hundred and seventy.

SECTION 3. That said railroad company be and they are hereby authorized to construct, maintain and operate a telegraph line, for their own business and the business of the public, along the line of said road.

SECTION 4. All acts or parts of acts, inconsistent herewith, Repealed and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 311.

An Act

To annex all that part of the farm of D. A. M'Kean, lying in the township of Darlington, in the county of Beaver, to Little Beaver township, in the county of Lawrence, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that part of the farm of D. A. M'Kean, lying in the township of Darlington, in the county of Beaver, is hereby annexed to Little Beaver township, Lawrence county, for school purposes only, subject to the same taxation for said purposes as other taxable property in said district, and is hereby exempted from taxation for school purposes in Darlington township, Beaver county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 312.

An Act

Relative to the boundaries of the borough of Greenville, in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the boundary lines of the borough of Greenville, in the county of Mercer, be and they are hereby so altered as to exclude from said borough the grave-yard and church lot of the Catholic church of Greenville; and the town council of said borough are hereby required to run and mark the boundaries of said borough in accordance herewith.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 313.

An Act

To incorporate the Review Printing House Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. A. Fowler, S. S. Moon and E. C. Shapley, and their associates, are hereby constituted a body politic, under the name, style and title of the Review Printing House Company of Philadelphia, with a capital of fifty thousand dollars, to be divided into five hundred shares of the value of one hundred dollars each, with the privilege to increase the same by a vote of the stockholders, at an annual or special meeting, to two hundred and fifty thousand dollars, and with authority to have and use a common seal, the same to change at pleasure, and by the style and title aforesaid shall be capable in law to sue and be sued; and the said association may make all needful rules,

Corporators.

Title.

Capital.

Seal.

regulations and by-laws for the management of the business Rules, &c.
 of the corporation, and upon filing a duly proved certificate
 of the president and directors of said company, in the office
 of the secretary of the commonwealth, may change the name Change of name
 of said corporation; the affairs of the company shall be man-
 aged by a board of five directors, who shall choose one of Directors.
 their number president, and another secretary and treasurer;
 and said directors shall be elected annually, at meetings of Election.
 the stockholders called for the purpose; and at such elections
 each share of stock shall entitle the holder thereof to one Votes.
 vote, which may be cast either in person or by proxy.

SECTION 2. The business of said association shall be con- Business.
 fined to printing and publishing in all its branches, and the
 management of such real estate as they may purchase for the
 use of the said association; and the said association shall May issue bonds
 have power to issue bonds for the completion of improve-
 ments, at a rate of interest not exceeding seven per centum
 per annum, not exceeding, in amount of principal, the amount
 of the capital stock of said company, and secure the same by
 mortgage on the real and personal property and franchises of
 the corporation: *Provided*, That said bonds shall not be issued
 for a less sum than one hundred dollars each, and shall be re-
 deemable within twenty years.

SECTION 3. No certificate of stock shall be issued by said Certificates of
 association until the full amount of the par value of the same stock.
 shall be paid in cash or in real estate or personal property;
 and the directors shall declare dividends annually or semi- Dividends.
 annually as the profits of the corporation shall warrant.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one
 thousand eight hundred and seventy.

JNO. W. GEARY.

No. 314.

An Act

Supplementary to an act, entitled "An Act authorizing the borough
 of Millvale, Allegheny county, to borrow money for school pur-
 poses," approved fourth April, one thousand eight hundred and
 sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Represen-
 tatives of the Commonwealth of Pennsylvania in General Assem-
 bly met, and it is hereby enacted by the authority of the same,*

That the authority extended to the borough of Millvale, in pursuance of the act to which this is a supplement, shall apply only to the school board of said borough, and that the rate of interest given shall not exceed eight per centum per annum: *Provided*, That instead of five thousand dollars, as provided in the first section of the act to which this is a supplement, the school board shall be authorized to borrow a sum not exceeding ten thousand dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

No. 315.

An Act

Relating to the courts of Mercer county, and to change the time of holding the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

How long panel of petit jurors to remain in attendance at courts.

That the panel of petit jurors summoned and appearing for any regular or adjourned term of the several courts of the county of Mercer, shall remain in attendance as long as may be necessary for the disposal of all cases depending: *Provided*, That such attendance shall not be required for a longer period of time than two weeks.

Commencement of terms.

SECTION 2. That the terms of the courts of said county shall commence on the third Mondays of February, May, September and December of each year; and all rules, writs, recognizances, orders and decrees made returnable in said courts, to the terms as now fixed by law, shall be extended, continued and returnable to the next term following the return day thereof as fixed by this act.

Rules, &c., when returnable.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 316.

An Act

To appoint one additional notary public in Sharon, Mercer county,
and Darlington, Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized and empowered to appoint one additional notary public for the county of Mercer, to hold his office in the borough of Sharon, and one for the borough of Darlington, Beaver county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 317.

An Act

To incorporate the Co-operative Company of Providence, Pennsylvania, number one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. W. Morgan, William E. Geddes, J. B. Daniels, J. W. Moister, B. E. Evans, Richard Woosnam, J. D. Davis, Rees Simms, Thomas Lloyd, David P. Birtley, Daniel Evans, John M. Edwards and Edward L. Evans, and such persons as shall become stockholders, be and the same are hereby made and constituted a body corporate, by the name, style and title of the Co-operative Company of Providence, Pennsylvania, number one, and by the said name they and their successors shall have perpetual succession, and shall be in law capable of suing and being sued, pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of the said corporation as hereinafter declared; and they and their successors may have a common seal, and may change

Corporators.

Title.

Powers and
privileges.

and alter the same at pleasure, and shall have power to purchase, rent or lease such real estate as may be necessary for the purpose of carrying on the business of the corporation, and by their president, in their corporate name and under the seal of said corporation, to make and execute deeds of conveyance, bonds and mortgages, leases and other instruments of writing necessary in the transactions of the corporation.

Capital stock.

SECTION 2. The capital stock of the corporation shall be six thousand dollars, with power to the stockholders to increase the same to one hundred thousand dollars, which may be divided into shares of five dollars each, for which certificates may be issued, signed by the president, countersigned by the financial secretary and sealed with the common seal of the corporation, which certificates shall be transferable by the owner thereof, under such rules and regulations as the body corporate may adopt; and the stockholders may limit the number of shares each person may hold, not exceeding sixty shares to any one person.

Business.

SECTION 3. That the body corporate shall have power, through its duly authorized agents, to carry on the business of general dealers, both wholesale and retail, to buy and sell all kinds of goods, wares, merchandise, produce, provisions, lumber, fuel and such other articles as may be necessary to carry on the business of general dealers, and to receive and sell goods on commission.

Election of president, treasurer, &c.

SECTION 4. That when the sum of six thousand dollars shall have been subscribed to the body corporate, and paid in cash, there shall be an election held by the stockholders for president, vice president, treasurer, financial secretary, recording secretary and three trustees, whose duties may be prescribed by the constitution and by-laws of the corporation, and they shall serve the body corporate from the time of their election until the third Thursday of March thereafter, on which day, and annually thereafter, on the third Thursday of March of each succeeding year, between the hours of five and twelve o'clock P. M., an election shall be held, of which three weeks' public notice shall be given, for the purpose of electing said officers.

Election of directors.

SECTION 5. That at the first election for president, vice president, treasurer, secretaries and trustees, eight directors shall be elected, four of whom shall serve the corporation from the time of their election until the third Thursday in September thereafter, and four of whom shall serve until the third Thursday of March next ensuing, at which time, and semi-annually thereafter, on the third Thursday in September and on the third Thursday of March of each succeeding year, between the hours of five and twelve o'clock P. M., of which the aforesaid notice shall be given, an election shall be held for the purpose of electing four directors to serve one year; at all elections each stockholder shall have but one vote; if no election shall take place at the time herein mentioned, and in the manner hereinbefore provided, the corporation shall not for that cause be dissolved, but such election shall take place as soon thereafter as may be, giving three

Votes.

Failure to hold election at time appointed.

weeks' public notice as aforesaid; and the officers shall hold over until their successors are elected.

SECTION 6. That the place of business of the said body corporate shall be within the limits of the territory now comprised in the First ward of the city of Scranton, state of Pennsylvania, and shall have power to do business throughout the city of Scranton, county of Luzerne, and elsewhere; and the stockholders and officers shall have power to adopt a constitution and by-laws, not inconsistent with the laws of the United States and of this commonwealth, and the same to alter, repeal or amend from time to time; and the stockholders shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them advisable, on the third Thursdays of April and October in each year, which shall be paid to the stockholders on demand thirty days after the same shall have been declared.

Place of business.

Constitution and by-laws.

Dividends.

SECTION 7. That the stockholders may, by their by-laws, impose a fine or penalty upon the officers and members of the corporation for a violation of any of its by-laws, or any articles of its constitution, not exceeding one dollar at any one time.

Violation of by-laws, &c.

SECTION 8. The members of this body corporate shall be individually liable to the extent of the capital stock by them respectively subscribed, and which may be due and unpaid.

Individual liability.

SECTION 9. That the said body corporate shall pay a bonus to the state of one-half of one per centum on their capital stock as paid in, payable in four equal annual instalments, the first payment to be made within one year from the passage of this act, and shall also pay such tax on dividends as is or may be provided by law.

Bonus and tax on dividends.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 318.

An Act

Relative to roads in Darlington township, county of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful

Election of supervisors.

for the taxable inhabitants of Darlington township, Beaver county, at an election to be held on the second Tuesday in April, Anno Domini one thousand eight hundred and seventy, of which due notice shall be given by the township assessor, by five written or printed notices put up in as many different public places in said township, and thereafter at the regular terms for holding township elections, to elect three suitable persons to serve as supervisors, one for one year, one for two years, and one for three years, and one person annually thereafter, any two of whom may constitute a quorum to do business, and whose duty it shall be, within twenty days after their election, and every three years thereafter, to lay out and divide all the public highways in said township into sections, not exceeding one-half mile in length, which they shall number and describe in a book kept by them for that purpose; they shall also specify therein what they deem necessary for the improvement and keeping in repair each section of said public highways for the term of three years.

To divide roads into sections, &c.

Supervisors to sell roads at public sale.

SECTION 2. That it shall be the duty of said supervisors to expose all the said public highways, one section at a time, at public sale to the lowest and best bidder, commencing on the second Tuesday of April, after the first election of supervisors after the passage of this act, and to continue from day to day until all are sold, and every three years thereafter, of which sale at least ten days' notice shall be given, by not less than ten handbills posted in the most public places in said township: *Provided*, That no person shall buy more than four sections without the consent of the supervisors.

Duty of supervisors as to sections remaining unsold.

SECTION 3. That if any section or sections of said roads shall remain unsold, on account of no bid having been made for the same, or if the board of supervisors shall consider the bid too exorbitant, it shall be their duty to keep in repair the said section or sections so unsold for one year, at the expiration of which time they shall expose the same section or sections at public sale, for the unexpired term of three years, as provided in section second: but the supervisors may permit some portions of the roads to remain otherwise, if they think the expense too great or the road can be kept in good order without such improvement, which, if so permitted, shall be so stated in the agreement when the roads are sold or let.

Roads hereafter laid out to be divided into sections and sold.

SECTION 4. That the supervisors shall divide all roads that may hereafter be laid out in said township into sections, not exceeding one-half mile in length, number and describe them, specify the nature and kind of work to be done, as provided, within twenty days of the time they receive the order for the opening of any road, and after giving ten days' notice thereof, shall proceed to sell the same at public vendue in manner and form already provided, for such a length of time as they may deem necessary for the opening of the same, after which they shall be kept in repair in the same manner as other roads in the township.

Mode of effecting contracts.

SECTION 5. That any person or persons purchasing or contracting for a section or sections of roads as aforesaid, shall write his or their names respectively in the supervisor's book, against the section or sections so purchased or contracted

for, and also the amount of the purchase or contract price, and shall give satisfactory security to said supervisors, conditioned for the faithful performance of his or their part of the said contract.

SECTION 6. That it shall be the duty of the contractors or purchasers as aforesaid to keep their respective sections in good substantial repair during the term of three years, according to the specification aforesaid, one of which shall be that the bed of the road shall be raised in the middle, and slope gradually each way to the sides, where ditches or drains shall be kept open, if possible, of sufficient depth and breadth to carry off the water, and that all loose stones shall be removed or broken and covered with earth; and should any purchaser or purchasers refuse or neglect to make the improvements, or to keep in good repair the section or sections so purchased or contracted for, upon complaint being made to the supervisors, or either of them, it shall be the duty of the supervisors to examine the section or sections so complained of, within four days, and if they deem the complaint well founded, to give notice to the party or parties complained of to make the improvements, and put his or their section or sections of road in good repair, according to the terms of contract, within six days thereafter; and if he or they shall refuse or neglect to comply with said notice until the expiration of said six days, it shall be the duty of the supervisors to have the said section or sections improved or repaired, according to the terms specified in the contract, and double the cost of improving or repairing the same shall be recoverable by the supervisors from such person or persons so neglecting or refusing, or of their sureties, as other debts of equal amounts are now recoverable by law, with costs of suit.

Duty of purchasers of sections.

Duties of supervisors on neglect of purchasers to keep sections in repair.

SECTION 7. That it shall be the duty of the supervisors to inspect all the roads in the township, at least once in every three months, and if they find any contractor or contractors have neglected to fulfil his or their contract or contracts, to give notice thereof as provided in section sixth of this act, in case of complaint being made, and to enforce the same.

Supervisors to inspect roads.

SECTION 8. That it shall be lawful for any contractor or contractors who may remove out of the township to yield up to the supervisors the unexpired portion of his or their contract or contracts, by giving due notice thereof, in writing, at least twenty days before the next election for supervisors; and the unexpired term of such contract or contracts so yielded up, and any section or sections of new road that may have been opened, shall be sold at private sale, by the supervisors, for the unexpired portion of the tri-ennial term: *Provided*, That in case of death or removal out of the township, the supervisors shall pay to the representatives of such person so deceased or such person so removing, such portions of the money specified in their respective contracts as they shall believe them justly entitled to receive.

Contractors removing out of township may yield up unexpired portions of contracts.

Proviso.

SECTION 9. That all able bodied male persons, and all male persons able to perform the labor herein required, between the ages of twenty-one and fifty-five years, except persons permanently disabled in the military service of the state or of the

Male persons between certain ages to work on roads or pay tax.

United States, shall be liable annually to do and perform two days' work or labor on the highways, under the direction of the supervisors or contractors of said township in which he shall reside: *Provided further*, That if any person being warned as hereinafter provided shall pay to the supervisors or contractors, in whose district he may reside, the sum of three dollars, within three days after being notified by the said supervisor or contractor, the same shall be received in lieu of the two days' work or labor, and shall be applied, by the supervisor or contractor receiving the same, to the improvement of the roads in the district, and accounted for as herein provided.

Taxation for
road purposes,
relative to.

SECTION 10. That if the supervisors of said township shall deem an additional road tax necessary, they shall determine the per centum to be levied upon the taxable property of their respective townships, not exceeding five mills on the dollar for each year, and shall assess the same on the taxable property in said township; said tax to be levied on or before the first of June of each year, and the same shall be collected by the collector in the same way as other taxes of said township, on or before the first day of December of each year, and paid over to the supervisors, to be applied to the improvement of the roads as aforesaid.

Supervisors
may reject bids.

SECTION 11. That the supervisors shall have the right to reject any bids that they may deem too high, and sell such section or sections at private sale.

To keep account
of services per-
formed.

SECTION 12. That the supervisors shall each keep a regular account of the kind of service performed by them, with the date thereof, and they shall be allowed one dollar and fifty cents per day, by the auditors of the township, for every day necessarily employed in discharging the duties of their office, after striking out their two days' work or the three dollars before mentioned.

Compensation.

Penalty for neg-
lect of duties.

SECTION 13. That any supervisor, duly elected, neglecting or refusing to perform the duties herein assigned him, shall be subject to all the fines and penalties as now provided by law.

Repeal.

SECTION 14. Any existing laws now in force in said township, conflicting with the provisions of this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 319.

An Act

To enable the school directors of the Oakland school district, Pittsburg, Pennsylvania, to borrow money and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of purchasing school lots and building and furnishing school houses, the school directors of the Oakland school district, of the city of Pittsburg and state of Pennsylvania, be and they hereby are authorized to borrow money, not exceeding seventy-five thousand dollars, and to issue bonds therefor, signed by the president and secretary and countersigned by the treasurer of said board of school directors, said bonds to run not over twenty years, and to bear interest at a rate not exceeding eight per cent. per annum; and said board of school directors are hereby authorized to pledge the school revenue and property for the payment of the principal and interest of said bonds.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 320.

An Act

To authorize the board of school directors of the district of Reserve township, in the county of Allegheny, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Reserve township, in the county of Allegheny, be and they, and their successors in office, are hereby empowered to borrow a sum of money, not exceeding six thousand dollars, for the purpose of defraying the expenses incurred by said school directors in the Authorized to borrow money.

How loan to be
secured.

Authorized to
levy and collect
a special tax.

purchase of school lots, and in the erection of school houses therein, the said loan to be secured by bonds of the said school board, duly executed, in sums not less than one hundred dollars, and bearing interest at the rate of seven per cent. per annum, free of all local and county taxes.

SECTION 2. That the school directors of said district are authorized and required to levy and collect annually, until said bonds and interest thereon shall be fully paid, a special tax for that purpose, not exceeding ten mills on the dollar of the county valuations of all property taxable therein for school purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 321.

An Act

To extend the provisions of an act in relation to the construction and repair of roads and bridges in Lower Merion township, Montgomery county, to the township of Leet, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled “An Act in relation to the construction and repair of roads and bridges in Lower Merion township, Montgomery county,” approved the second of March, Anno Domini one thousand eight hundred and sixty-six, be and the same are hereby extended to the township of Leet, in Allegheny county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 322.

An Act

Declaring Hall's run, Fish Dam run and M'Sherry's run, in Clinton county, public highways.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Hall's run, Fish Dam run and M'Sherry's run, in the county of Clinton, be and the same are hereby declared public highways for the passage of lumber, logs, boats and vessels, for the distance of five miles up from their mouths; and any person or persons interested in the navigation of said streams may improve the navigation thereof, by removing obstructions; and such person or persons generally shall and may have the right to straighten, deepen, crib and widen the channel of said streams, and to erect flood dams for the purpose of floating logs and timber out of said streams into the West Branch of the Susquehanna river, and for other purposes of navigation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 323.

An Act

To authorize the Pittsburg, Virginia and Charleston Railway Company to issue bonds to be secured by mortgage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of building, completing and equipping their road, from a point at or near the city of Pittsburg, to a point at or near Monongahela City, in Washington county, and thence by a point at or near Rice's Landing to the West Virginia state line, the board of directors of the Pittsburg,

Virginia and Charleston Railway Company be and are hereby authorized and empowered to issue and dispose of the bonds of said company, in sums of not less than fifty dollars each, payable in not less than thirty years, to an amount not exceeding five millions of dollars, bearing interest at the rate of seven per centum, and to secure the same by a mortgage, to trustees, of their railroad, corporate franchises and property of every description, acquired and to be acquired, the rents, issues, incomes and profits thereof, which said mortgage shall be recorded in the office for the recording of deeds, et cetera, in and for the county of Allegheny, and shall without further record be a lien on the property and franchises so mortgaged, as fully and effectually as if recorded in the several counties in which the mortgaged property and premises, or any part thereof, are or may be situated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 324.

An Act

To vacate an alley in the city of Reading, Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the ten feet wide alley extending from Minor street to Bell's alley, one hundred and twenty feet north of Laurel street, in the city of Reading, Berks county, be and the same is hereby vacated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 325.

An Act

Entitled "A further supplement to a supplement to an act approved May fourth, Anno Domini one thousand eight hundred and sixty-four, for the organization, discipline and regulation of the militia, so far as it applies to the county of Dauphin," approved April seven-teenth, Anno Domini one thousand eight hundred and sixty-nine, extending the provisions of the same to the counties of Lancaster, Franklin and Lebanon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to which this is a supplement, Act extended. be and the same are hereby extended to the counties of Lancaster, Franklin and Lebanon: *Provided,* That the tax im- Tax. posed in the said counties of Lancaster, Franklin and Lebanon shall be fifty cents instead of one dollar, as provided for in section one of said act to which this is a supplement.

SECTION 2. The county commissioners of said county shall provide armories, according to the provisions of the act ap- County com-
missioners to
provide armo-
ries. proved May fourth, Anno Domini one thousand eight hundred and sixty-four, for the organization, discipline and regulation of the militia.

SECTION 3. All acts or parts of acts inconsistent herewith Repeal. are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 326.

An Act

To define the easterly line of Thouron street, between Diamond street and Susquehanna avenue, in the Nineteenth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the easterly line of Thouron street, as existing at Diamond street, shall be extended to Susquehanna avenue; and so much of said Thouron street shall be vacated as lies between the old and new line hereby established, thereby making said street a uniform width of thirty (30) feet between said Diamond street and Susquehanna avenue.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 327.

An Act

Providing for the adjustment of all indebtedness between the township of Chester, in the county of Delaware, and the district of Lamokin, erected therefrom.

WHEREAS, By an act of the General Assembly of Pennsylvania, approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act establishing a district for road purposes in the township of Chester, in the county of Delaware," a certain portion of the said township was erected into a separate and independent district for road purposes, and styled the district of Lamokin:

And whereas, There is a large amount of indebtedness due by the said township for road purposes, contracted for the benefit of the whole township before the erection of the said district of Lamokin, and also for the special benefit of the said district; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of Delaware county, sitting in equity, shall have power, upon the application of the proper authorities of the said township, or of the said district, by a suit or suits in equity, to adjust all matters of indebtedness between the remaining portion of the said township and the said district; and the said court in any such suit or suits may make such order and decree as may be necessary, with the same force and effect as is now by law provided in the case of the erection of a new township out of an old township; and in the execution of any such order and decree, the

commissioners of roads and the auditors of the said district shall have the same power and authority to levy and collect taxes as the proper officers of a new township erected out of an old township now by law have.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 328.

An Act

Relating to the fees of the sheriff of Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sheriff of Dauphin county shall be allowed, during the term of the present incumbent, to collect and receive the additional fees allowed by the act of the thirteenth of March, Anno Domini one thousand eight hundred and sixty-five, entitled "An Act increasing the fees of the several officers of this commonwealth."

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 329.

A Supplement

To an act relating to side-walks in Wilkesbarre township, Luzerne county, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisor of the South district of Wilkesbarre township is hereby authorized and required to properly grade and prepare the ground used as a side-walk and mentioned in the act to which this is a supplement, making the width of said grading the width designated in the several acts of assembly opening and widening the said streets or roads, and to construct thereon, when so graded and prepared, a substantial side-walk, not less than seven feet wide, of hemlock plank two inches in thickness, the plank to be laid at right angles to the street, with a fall toward the gutter of at least a half inch to the foot, and securely spiked down to hemlock sills of at least three by four inches in size, and laid in three equidistant lines parallel with the street, and to finish the same before the first day of September, Anno Domini one thousand eight hundred and seventy.

Supervisor,
South district,
Wilkesbarre
township, to
prepare ground
and construct
side-walk.

To let to lowest
bidder contract
for construction
and material.

Cost of construc-
tion to be assess-
ed upon owners
of real estate
fronting on road

SECTION 2. That in order to carry out the provisions of the first section of this act, the said supervisor is hereby further authorized and required, after public notice given by him by advertisement for a period not less than two weeks in the weekly newspapers published in Wilkesbarre, in said county, to publicly let to the lowest and best bidder the contract for material and construction of said side-walks, and to take proper security for faithful performance of the same; the whole cost in the construction of said side-walks, (save the proper grading and preparing the ground, the expenses of advertising and the daily pay of the supervisor, which shall be paid out of the public road tax,) shall be assessed upon the owners of the real estate fronting on said road along which said side-walks are made, in proportion to the number of lineal feet of ground severally owned by them fronting on said streets or roads, which said assessments shall be collected by the supervisor from the said owners as other road taxes are collected in the said district of said township.

Township audi-
tors to inspect
side-walk.

SECTION 3. That the board of auditors of said township of Wilkesbarre, or a majority of them, are hereby constituted a board of viewers to inspect said side-walks when completed, and to accept or reject the same as in their judgment the workmanship and materials used in the construction thereof shall warrant or justify; if, upon inspection, the said viewers shall decide that said side-walks have been properly constructed and of proper materials, the said auditors shall allow

the said supervisor one dollar and fifty cents for every day necessarily spent in and about the letting and construction of said side-walks: *Provided*, That nothing in this act, or the act to which this is a supplement, shall be construed to prevent the owners of land fronting on said streets or roads from laying down stone or plank side-walks, (having the required width,) before the supervisor, as herein provided for, shall have commenced the work; any such side-walks, so constructed, shall be viewed and appraised, estimated and paid for at a cost not to exceed the amount per lineal foot of the contract paid on other portions of said side-walks.

Allowance to supervisor.

Land owners may construct side-walks before work is commenced by supervisor.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 330.

An Act

To incorporate the State Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Bergner, David Mumma, George Winters, Israel L. Boyer, C. L. Bowman, H. A. Sturgeon, together with such other persons as shall become stockholders in the said bank, shall be and are hereby created a corporation and body politic, by the name and style of the State Bank, and shall so continue until the first day of January, Anno Domini one thousand eight hundred and ninety; and by that name shall and may sue and be sued, plead and be impleaded, defend and be defended, and by that name are hereby made able and capable to have, purchase, receive, possess, enjoy and retain, to them and their successors, such real estate as may be necessary for the transaction of their business, together with such as may be held by said bank as security for debts or in satisfaction thereof, and the same to grant, mortgage or demise; also to make, have and use a common seal, and the same to alter and renew at pleasure, and to establish and put in execution all such by-laws and regulations as they shall deem necessary for governing and regulating said bank, not inconsistent with the constitution and laws of the state or of the United States.

Corporators.

Name.

Limitation.

Powers and privileges.

Banking privileges.

SECTION 2. That it shall be lawful for the said bank to receive deposits of money from individuals and corporations, and to allow such interest for money so received as may be agreed upon between said bank and said depositors; to loan out the same, together with any other moneys they may have, by discounting or purchasing negotiable notes, drafts and bills of exchange, and to issue certificates for said deposits.

Authorized to act as treasurer of charitable institutions, &c.

SECTION 3. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as treasurer and financial agents of charitable and religious institutions and corporations, and as financial agent of state and city governments, and of counties, in the management of their business, and shall give security to such institutions and governments for the faithful performance of the duties required.

May borrow money.

SECTION 4. It shall be lawful for said bank to borrow money, but not in excess of its capital stock subscribed, and to secure the same by mortgage on its real and personal property or pledge of stocks or bonds, or otherwise, and on such time as a majority of the directors may deem expedient.

Capital stock.

SECTION 5. That the capital stock of said bank shall be two hundred thousand dollars, to be divided into four thousand shares of fifty dollars each, which shall be paid in such instalments as the said bank shall by its by-laws direct: *Provided*, That the said bank may commence operations as soon as thirty thousand dollars of the capital stock shall have been paid in.

Commencement of operations.

Affairs, how to be conducted.

SECTION 6. That the affairs of said bank shall be conducted by a president and five directors, to be chosen as hereinafter directed and provided; that the said president and directors, or a majority of them, shall elect a cashier and such other officers as they may deem necessary, and fix the compensation of the same; and all officers shall give bonds, with good sureties, in such sums as may be required by said board for the performance of their several duties.

Cashier and other offices.

Office.

SECTION 7. That the said bank shall keep its office in some suitable place in the city of Harrisburg, and on the first Monday of May after the acceptance of this charter, and on the third Monday of January annually thereafter, after two weeks' previous notice, the stockholders shall convene, at the office of the bank, and by ballot elect one person for president and five persons as directors, who shall continue in office one year; that in the election for president and directors the said stockholders shall be governed by the general laws of the commonwealth regulating the manner of conducting elections in banks and saving institutions and the number of votes to which the several stockholders shall be entitled, so far as the same may be applicable: *Provided however*, That no person shall be elected president or director in said bank who is not a stockholder therein; and that all vacancies occasioned by death, resignation or refusal to serve, shall be supplied in such manner as said bank may by by-laws direct.

Election of president and directors.

Vacancies.

Bonus and taxes

SECTION 8. That the said bank shall pay into the treasury of the commonwealth, in four equal annual instalments, a bonus of one-half of one per centum upon the capital stock

paid in, the first payment to be made in one year from the date of the organization of the said bank, and a like bonus upon any increase of capital that may be authorized by the directors and paid in at any time thereafter, and such other taxes as are now or may hereafter be required by law.

SECTION 9. That said bank, not being a bank of issue, shall not be subject to the restrictions provided in section seventeenth of an act, entitled "An Act regulating banks," approved the sixteenth day of April, Anno Domini one thousand eight hundred and fifty, and section first of an act, entitled "A further supplement to an act regulating banks," approved April twenty-second, Anno Domini one thousand eight hundred and fifty-four. Not subject to certain restrictions.

SECTION 10. That the legislature hereby reserves the power to alter, revoke or annul the said bank, whenever, in their opinion, it may be injurious to the citizens of the commonwealth, in such manner, however, that no injustice shall be done to the corporators. Reservation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 331.

A Supplement

To the act approved the thirtieth day of March, Anno Domini one thousand eight hundred and fifty-four, authorizing the appointing of an auctioneer for Clinton county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act authorizing the appointment of an auctioneer for Clinton county, approved the thirtieth day of March, Anno Domini one thousand eight hundred and fifty-four, be extended to all sales at public auction in the county of Clinton, except those held by sheriff or constable, in obedience to an execution duly issued, or an administrator's or executor's sale. Certain provisions extended to all auction sales.
Exception.

SECTION 2. That the auctioneer for said county shall not

Auctioneer limited in charges. charge a greater sum than four per centum for selling personal property, or two per centum for selling real estate.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 332.

An Act

To annul the marriage contract between Thomas C. Miles and Annie, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Thomas C. Miles and Annie, his wife, both of the city of Philadelphia, be and the same is hereby annulled and made void, and the said parties released, set free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely as if said contract had never been made.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 333.

An Act

Supplementing the charter of the Freehold Bank and Building Association of the city of Pittsburgh.

WHEREAS, The Freehold Bank and Building Association Preamble.
of the city of Pittsburgh was incorporated and made a body politic in law, by the court of common pleas of Allegheny county, at number one thousand one hundred and twenty, December term, one thousand eight hundred and sixty-nine, under the act of assembly giving the courts of this commonwealth power to erect savings fund societies and building associations into corporations, and of which said charter the following is a correct copy, to wit:

CHARTER OF THE FREEHOLD BANK AND BUILDING ASSOCIATION OF THE CITY OF PITTSBURG.

SECTION 1. This association shall be known as the Free- Charter.
hold Bank and Building Association of the city of Pittsburgh.

SECTION 2. That the association may hold, possess and enjoy in fee simple, or otherwise, any real estate situate in the county of Allegheny, and shall have full power, from time to time, to sell, grant, lease, convey or mortgage the same to any person or persons whatsoever, in fee simple or otherwise, subject, however, to the conditions and restrictions contained in the acts of assembly relating to the incorporation of buildings and loan associations.

SECTION 3. That the association shall have power to erect houses and to contract for the erection, building and finishing houses, either singly or in uniform blocks or rows.

SECTION 4. The capital stock shall consist of two hundred and fifty shares, of the par value of two hundred dollars each.

SECTION 5. All loans shall be made on bond and mortgage: *Provided*, That no money shall be loaned without the approval and consent of the board of directors.

SECTION 6. The association shall have a board of directors, seven in number, to be elected annually by the stockholders, and such other officers as by their by-laws they may deem requisite.

SECTION 7. The association shall have power to enact by-laws for the government of the corporation: *Provided*, That they are not contrary to the constitution and laws of this commonwealth or of the United States, or in contravention of the provisions of this charter.

SECTION 8. The president and secretary of this association shall, on or before the first Monday of January in each and every year, make a correct and true report and exhibit, under oath, to the court of common pleas of Allegheny county, of the status of said association, the location and

value of the real estate and mortgages by them held, and the location and value of the property, if any, by them sold during the year preceding, the amount of cash on hand belonging to the association, and their debts and liabilities; which said report shall be placed on file in the prothonotary's office and remain there for public inspection, subject to exception within thirty days, by any stockholder or person directly interested; and if the same shall be excepted to, it shall be the duty of the said officers to appear and answer, under oath, in open court, any and all proper questions which may be put to them concerning the report thus excepted to.

And whereas, The said association has been organized under said charter and are now desirous of possessing certain additional rights, powers and franchises which the court had not the power under the laws to grant; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Charter validated.

That the charter of the Freehold Bank and Building Association of the city of Pittsburg, as granted by the court of common pleas of Allegheny county, at number one thousand one hundred and twenty, of December term, Anno Domini one thousand eight hundred and sixty-nine, recorded in the recorder's office of said county, in charter book, volume three page one hundred and eighty-two, is hereby validated and confirmed, except as hereinafter repealed; and the said the Freehold Bank and Building Association is hereby declared to be a corporation and body politic in law, and to be possessed of all and singular the rights, incidents and franchises of a corporation.

What substituted in lieu of second section.

SECTION 2. That the second section of their charter, as granted by the court, is hereby repealed, and in lieu thereof the following is substituted, to wit: The said association may hold, possess and enjoy, to them and their successors, any real estate in the county of Allegheny, in fee simple or otherwise, not exceeding five hundred thousand dollars in cash value, and may from time to time sell, grant, demise, alien, lease or dispose of the same, or any part thereof, in fee simple or for any less estate, and accept liens, by mortgage or judgment, for any portion of the purchase money due thereon.

What substituted in lieu of section four.

SECTION 3. That section four of the charter, as granted by the court, is hereby repealed, and in lieu thereof the following is substituted, to wit: The capital stock of the association shall be fifty thousand dollars, in shares of fifty dollars each, with the privilege of increasing the same to any sum not exceeding two hundred thousand dollars, at any time, by a vote of the stockholders, at a meeting called for the purpose.

May receive money on deposit.

SECTION 4. That the said association may receive money on deposit, for which interest shall be allowed at such rate as their by-laws may provide, not exceeding six per centum per annum; and to secure the depositors from loss the money so deposited shall be considered a first lien upon all the realty, property and effects of said corporation: *Provided however,* That the president of the association may, by order of the

Money to be considered first lien on realty.

Proviso.

board of directors, or a majority thereof, sell and convey any or all realty and satisfy any or all mortgages owned by the association, in the regular course of the business of the corporation *bona fide*, and such sale and satisfaction shall divest and discharge any lien that depositors may have.

SECTION 5. The said corporation may loan money on good real estate security, bond and mortgage, bonds, or other security of the state of Pennsylvania or of the United States, or other good and sufficient security, at the same rates of interest now allowed by law to be charged by the Dollar Savings Bank, or any other savings bank in the city of Pittsburgh: *Provided*, That said association shall not have discounting privileges, or in any way deal in commercial paper, except where the same shall have been left by a depositor for collection.

How money may be loaned.

Prohibition.

SECTION 6. That the capital stock and moneys left on deposit shall be used and loaned as aforesaid, and invested in purchasing ground in fee, and erecting thereon dwelling houses, stores and other buildings, as shall be considered judicious and safe investments, and in selling or disposing of any of their improved property; the hand money shall in no case be less than one-fourth of the original cost of ground, building and improvements, and the residue of the purchase money shall be secured to the stockholders and depositors by first bond and mortgage on the property so sold, and payable in such sum or sums, and at such time or times, as the board of directors may determine.

Use, &c., of capital stock and moneys left on deposit.

SECTION 7. The directors of said corporation shall be elected annually on the first Monday of January in each year, between the hours of two and four P. M., and the directors so elected shall appoint from their own number one person to serve as president, and such other officers and agents as they may deem necessary for conducting the business of said corporation; in case of the death or resignation of a director the vacancy occasioned thereby shall be filled by the remaining directors.

Election of directors.

Officers and agents.

Vacancies.

SECTION 8. Stockholders shall be entitled, at the election for directors of said corporation, to one vote for each share of stock by them held, and may vote in person or by written proxy; but said proxy must be dated within six months of and five days prior to the election for which said proxy was given; five days' notice by publication shall be given in one of the city papers of the time and place where such election will be held, and such election shall be conducted in accordance with the by-laws; no stockholder shall be entitled to vote unless the share or shares have been standing in his or her name, on the books of the company, for thirty days previous to said election, nor unless the whole sum due and payable on the share or shares by him or her held at the time of such election shall have been fully paid and discharged.

Votes.

Notice of elections.

SECTION 9. That the board of directors shall have power to pay, on application, the check, proper receipt or order of any minor, married woman, such money, or any part thereof, as he or she may have deposited to his or her credit, or any interest or dividend accruing thereon, without the assent or

Payment of deposits, &c., to minors or married women.

approval of the parent or guardian of such minor, or the husband or creditors of the husband of such married woman to attach or in any manner to interfere with any deposit, interest or dividend due thereon to such minor or married woman.

Dividends.

SECTION 10. That the board of directors of said corporation may from time to time, as in their judgment may seem fit, declare and divide dividends out of the net profits of said corporation, over and above all expenses, and pay the same to their stockholders: *Provided*, That no dividend shall be so declared that in anywise impairs the capital stock of said corporation, which is to remain intact during the continuance of this charter, as an additional security to depositors.

Office.

SECTION 11. That the corporation shall open an office in the city of Pittsburg, and keep regular and accurate accounts in books kept for that purpose, subject to inspection, during business hours, by any stockholder.

Reservation.

SECTION 12. The legislature reserves the right to repeal this supplement at any time after the expiration of twenty years from the date hereof.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 334.

An Act

To change the venue in the cases of the commonwealth of Pennsylvania against E. B. Sherwood, Joseph Godfrey and Stephen N. Bradford, from the mayor's court of the city of Scranton to the court of general quarter session of the peace of the county of Luzerne.

Venue changed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the venue in the cases now pending in the mayor's court of the city of Scranton, to wit: The commonwealth of Pennsylvania against E. B. Sherwood, number thirty-nine of the term of December, Anno Domini one thousand eight hundred and sixty-seven, and the same against Joseph Godfrey, number forty of the term of December, Anno Domini one thousand eight hundred and sixty-seven, and the same against Stephen N. Bradford, number forty-one of the term of Decem-

ber, Anno Domini one thousand eight hundred and sixty-seven, be and the same are hereby changed and removed to the court of general quarter session of the peace of the county of Luzerne, to the next April session or any subsequent term of said court of quarter session, where they shall be tried, and verdicts and judgments and sentences be had thereon with the same effect as if the causes had been originally returned to said court of quarter session of the peace of the said county of Luzerne.

SECTION 2. All the records in the cases shall be certified and transferred by the proper officers of the said mayor's court of the city of Scranton to the said court of the county of Luzerne; and all expenses increased by the said county of Luzerne, by reason of the said change of venue, shall be paid by the said city of Scranton.

Records to be certified to court of quarter sessions of Luzerne county.

Payment of expenses.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 335.

An Act

To define the limits and to organize the town of Bloomsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town of Bloomsburg, in the county of Columbia, shall hereafter include all the territory now included within the limit of Bloom township, in said county, and shall possess in addition to the organization and powers of a township, a town organization and government under the provisions of this act.

Limits defined.

To possess town organization.

SECTION 2. The electors of said town qualified to vote for township officers shall annually, on the second Tuesday of April, (commencing with the present year,) elect a town council, to consist of a president and six members who shall severally hold their offices for the term of one year; and the said council and the president thereof shall respectively possess all the powers conferred upon them by this act, and shall perform all the duties enjoined thereby; the election of the said president and of the said members of the town council shall be separately made upon distinct ballots, and shall be under

Election and terms of office of president and members of town council.

the same regulations of law in all respects as elections of constables of townships in this commonwealth, except as herein otherwise provided.

Election and terms of office of constables, assessors and auditors.

SECTION 3. At the general election in October next the qualified electors of said town shall elect two constables and two assessors of taxes, who shall severally hold their offices for the term of one year, and three auditors who shall hold their offices for the term of three years; and the said officers and their successors shall perform the same duties, possess the same powers and be chosen in the same manner as officers of similar designation in townships, except so far as the manner of their election is affected by the fourth and fifth sections of this act, and they shall also possess the additional powers and perform the additional duties conferred and charged upon them by this act; all future elections of the officers in this section mentioned, and of justices of the peace and assistant assessors, by the electors of said town, shall be held at the time and at the places appointed by law for the holding of general elections in said town; no other officers than those herein mentioned shall hereafter be chosen as town or township officers by the electors of said town, or shall act as such; but the present constables, assessors and auditors of Bloom township shall continue to act in their several offices until their successors shall be duly chosen and qualified under the provisions of this act; and directors of common schools, for the district of Bloomsburg, shall continue to be chosen therein pursuant to the general school laws of the commonwealth.

No other officers to be chosen.

Present constables to continue until successors are chosen.

How school directors to be chosen.

Plan of free vote authorized.

SECTION 4. To the end that the electors of Bloomsburg may exercise their right of suffrage freely and without undue constraint, and may obtain for themselves complete representation in their local government, the plan of the free vote shall be lawful, and is hereby authorized in the elections for officers of said town, and for all officers to be chosen by them exclusively; in any case where more persons than one are to be chosen in said town to the same office, for the same time or term of service, each voter duly qualified shall be entitled to as many votes as the number of persons to be so chosen, and may poll his votes as follows, to wit:

Number of votes voters entitled to.

How votes to be polled.

First. Where two persons are to be chosen, he may give one vote to each of two candidates or two votes to one.

Second. Where three persons are to be chosen, he may give one vote to each of three candidates, two votes to one candidate and one to another, one vote and a-half to each of two candidates or three votes to one.

Third. Where four persons are to be chosen, he may give one vote to each of four candidates, one vote and one-third to each of three, two votes to each of two or four votes to one.

Fourth. Where six persons are to be chosen, he may give one vote to each of six candidates, one vote and a-half to each of four, two votes to each of three, three votes to each of two or six votes to one.

What candidates to be declared elected.

In every case the candidates highest in vote shall be declared elected; whenever a voter shall intend to give more votes than one or to give a fraction of a vote to any candi-

date, he shall express his intention distinctly and clearly upon the face of his ballot, otherwise but one vote shall be counted and allowed to such candidate; this section shall apply to the choice of school directors, and of all officers to be chosen exclusively by the electors of said town, whenever its application shall be possible.

Intention of voters to be expressed upon ballots.

Section to apply to choice of school directors, &c.

SECTION 5. Vacancies in any of the offices of said town may be filled by appointments, to be made by the court of quarter sessions of the peace of Columbia county, except as herein otherwise provided; but any appointment so made shall be of an elector of said town, who shall have voted for the officer or person whose place is to be filled; when one or more vacancies shall exist from a failure to elect at an annual election, or two or more vacancies shall exist in the same office from any other cause, the said court may order an election to fill the same, at such time and upon such reasonable notice as the judges thereof may think proper; but any vacancy in the office of president of the town council, occurring more than twenty days before a general election next after such president shall be chosen, shall be filled at such general election; this section shall apply to vacancies in all the offices before mentioned, except those of justice of the peace and director of common schools.

Vacancies, relative to.

SECTION 6. For election purposes the said town shall be divided into two districts, by a line extending the whole length of Centre street, prolonged on the south, without change of course, to the Susquehanna river, and on the north from its intersection with the grounds of the Rosemont Cemetery Company, continued along the south and west lines of said cemetery grounds to the north-west corner thereof, and thence to the nearest point on the waters of Fishing creek; that part of said town lying west of said division line shall be known as West Bloomsburg, and that part lying east and north of the same shall be known as East Bloomsburg; the said divisions shall constitute separate election districts for all purposes under the election laws of the commonwealth, and the elections therefor shall be held at the court house in said town; immediately after the close of any town election in the said election districts, and when the returns thereof shall have been made out and certified, the return judges of the said districts shall meet together in the court house, and add together the returns of their respective districts for town officers, and shall make out and certify a joint return of all the votes cast in said town for said officers, setting forth distinctly the number of votes received by each candidate in each district, and the aggregate vote of each, and shall, within twenty-four hours thereafter, file the same, together with the district returns in their possession, in the office of the clerk of the court of quarter sessions of the peace of Columbia county; but in the case of an election of a justice or of justices of the peace for said town, a separate joint return, made out and certified as aforesaid, shall be filed by the said return judges, within the time aforesaid, with the prothonotary of the court of common pleas of said county, who shall, within five days thereafter, transmit a certified copy thereof to the

Divided into two election districts.

Districts, how known.

Place of holding elections.

Returns of elections.

What officers to hold first election.

Same officers to act at general election in October, 1870.

To possess rights and powers conferred upon boroughs by portions of certain acts.

President of council may contract with property owners for improvement of roads, streets, &c.

Certain provisions relative to assessment of taxes, extended to.

secretary of the commonwealth: *Provided*, That the first election for president and members of the town council shall be held by the judge and inspectors now authorized to hold elections for Bloom township, and that the polls be opened and a single election held at the usual place of election: *And provided further*, That the same election officers shall be authorized to act as such, at the general election in October next, for the election district or districts in which they shall respectively reside; and any additional officers, whose selection shall be necessary to the holding of said general election in the said election districts, may be appointed by the court of quarter sessions of the peace of Columbia county, at the term of said court to be held in September next.

SECTION 7. The said town shall possess and have all the rights and powers conferred upon boroughs by the following sections and parts of sections of former laws, and shall be bound by all the regulations and provisions thereof not inconsistent with this act, to wit: The act of first of April, one thousand eight hundred and thirty-four, to provide for the incorporation of boroughs, sections nine, twelve and thirteen; the act of third April, one thousand eight hundred and fifty-one, regulating boroughs, sections one, two, (except the fifth, sixth and sixteenth articles thereof,) three, four, five, six, seven, eight, nine, ten, eleven, twelve, twenty-seven and thirty-two; the act of twenty-second April, one thousand eight hundred and fifty-six, supplementary to the act regulating boroughs, sections one and two, and the act of second April, one thousand eight hundred and sixty, providing for executions against boroughs; and all the duties and powers of a chief or assistant burgess, as defined and fixed in those statutes and contained in the parts thereof above recited, shall be charged upon and exercised by the president of the town council in the said town of Bloomsburg.

SECTION 8. It shall be lawful for the president of the town council to enter into written contracts with the owners of property bounded or crossed by any road, street, lane or alley, for the improvement of so much of such road, street, lane or alley as shall adjoin or cross his premises, or lie contiguous thereto, either by grading, curbing, paving or guttering the same, or the side-walks, crossings, culverts and drains thereof, at the expense and charge in part of such property owner and in part of said town; and such contracts, when approved by the town council, shall become binding upon the parties thereto, and may be enforced by due process of law; but no such contract which shall require a probable expenditure beyond the sum of one thousand dollars by said town shall be valid or effectual until the same shall be approved by the court of quarter sessions of the peace of Columbia county, the judges of which court shall be satisfied that the contract is a reasonable, fair and provident one, and advantageous to the inhabitants of said town.

SECTION 9. That the provisions of the act, entitled "A further supplement to an act, entitled 'An Act to promote the more certain and equal assessment of taxes in Philadelphia,'" approved fourteenth of March, one thousand eight hundred

and sixty-five, relative to assessments on agricultural and farm lands and the suburban portions of said city," approved twenty-fourth March, one thousand eight hundred and sixty-eight, are hereby extended and applied to the town of Bloomsburg; and assessments and classifications of real estate in said town, and rates of taxation thereon for town purposes, shall be as provided in said act, and shall be fixed, made, regulated and enforced agreeably thereto by the proper officers and by the authority of said town; the town council may in any year, subject to the regulations of the act aforesaid, fix a tax rate for town purposes, not exceeding fifteen mills on the dollar of valuation of taxable property therein; but any such tax rate exceeding five mills upon the dollar of valuation of property, shall be agreed to and fixed by at least five votes in council, after at least one week's distinct notice in public session, and entered upon the minutes that such rate will be proposed.

Council may fix tax rate.

SECTION 10. That it shall be the duty of the town treasurer, upon the assessment and ascertainment of the town taxes, in any year, and so soon as the time allowed to tax-payers to appeal has expired, to give public notice, in one or more newspapers published in said town, and by at least six handbills or placards put up in public situations therein, that he is prepared to receive the taxes so assessed and ascertained, at his office or place of business, (to be distinctly named in such notice,) and requiring the tax-payers to pay the same; any tax unpaid at the expiration of thirty days from the giving of such notice, shall be paid with five per centum penalty upon the amount added thereto; and for the collection of such unpaid taxes and penalties, it shall be the duty of the president of the town council to issue his warrant, under his hand and seal, to one of the constables of said town, or to the collector of taxes therein, authorizing and commanding him to collect the same; which warrant shall confer full authority upon such constable or collector to receive such taxes and penalties, and to enforce the payment thereof, by distress or otherwise, as provided in the case of the collection of borough or township taxes by general laws.

Treasurer to give notice of time and place of receiving taxes.

Penalty to be added to unpaid taxes.

President of council to issue warrant for collection of unpaid taxes and penalties.

SECTION 11. That damages to private property, by reason of the laying out and opening of roads, streets, lanes and alleys in said town, shall be estimated, reported and paid as provided in the laws relating to boroughs by this act applied to said town, except that where any road shall be located and opened over farming or farming and suburban lands, beyond the limits of compact settlement, and for the use and accommodation of the public in general, rather than for the special use, accommodation and advantage of said town, the damages for property taken and occupied shall be paid as in the case of township roads in Columbia county; and in the case of any road falling within this exception, the court of quarter sessions of the peace of said county shall make the proper order or decree for payment of damages, upon the confirmation of such road or upon confirming the report of viewers appointed for their assessment and allowance.

Damages done to property by opening of roads, &c., relative to.

SECTION 12. All suits and proceedings, at law or in equity,

Suits, by whom
to be brought,
&c.

by the said town, shall be brought and conducted by the president of the town council, under the direction of the council and in the corporate name of said town; and in all suits and proceedings against the town process shall be served upon the said president, and defence be made by him under authority of the council and subject to its control.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 336.

An Act

To authorize the board of school directors of the independent Stephens school district, in the township of West Brunswick, in the county of Schuylkill, to sell real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the independent Stephens school district, in the township of West Brunswick, in the county of Schuylkill, be and they are hereby empowered to sell at public or private sale, upon such terms as they may deem best, and after such sale to convey that certain lot of ground and buildings situate in said township and which was conveyed by Daniel Graeff to Abraham Seltzer and others in trust for the German and English school house: *Provided,* That the proceeds of such sales shall be paid to the treasurer of the said school district and be used for such purposes, for the benefit of said district, as said directors shall determine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 337.

A Further Supplement

To an act, entitled "An Act to incorporate the city of Philadelphia," approved the second day of February, Anno Domini one thousand eight hundred and fifty-four, providing for the appointment of supervisors of highways.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief and commissioners of highways be and are hereby authorized and directed to nominate and appoint the supervisors of highways in and for such districts as are now or hereafter may be established by the councils of said city, and to discharge the said supervisors for neglecting to perform their duties or for any other misdemeanor in office, upon satisfactory evidence being furnished of the same: *Provided,* That this act shall not apply to the Twenty-second ward of said city.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 338.

An Act

To incorporate the Warren Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. Brown, L. F. Watson, O. C. Allen, W. F. Dalrymple, Patrick Falconer, David Beatty, P. J. Frushel, J. J. Taylor, B. Nesmith, S. J. Page, O. H. Hunter, W. H. Short, James Kinear, J. A. Jackson, J. R. Clark, M. Waters, W. W. Wilber, Richard E. Brown, A. D. Wood, J. H. Nichols and L. B. Hoffman, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate, by the name of the Warren Savings Bank, and by that name they shall be capable by law

Corporators.

Name.

Powers and
privileges.

to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and to promote the object and design of this act of incorporation, to be located in the borough of Warren, county of Warren: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained.

Misnomer.

Purpose.
Business.

SECTION 2. That the purpose of this act is to organize and incorporate a savings bank; that the business of the said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money, not less than one dollar, and to transact any other business transacted by banks in this commonwealth, and to receive and become the depository of all trusts and such other funds that may be paid into, or be under the control of the several courts of this state and the laws of the same within the said county of Warren: *Provided*, The said courts shall be satisfied of the security of the said depository: *Provided however*, That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits to be paid to such depositors with interest at such rates as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in this state, at par, in sums not less than one dollar when required during business hours: *Provided*, That unless otherwise agreed at the time of making the deposit, not more than twenty-five dollars shall be required to be paid to any one depositor or upon any one day, unless written notice of the sum intended to be demanded shall have been given at least ten judicial days before the time when such payment is required to be made; that deposits by married women and minors may be repaid to them, and such repayment, made upon their orders, checks or receipts shall discharge said corporation from any further claim for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of, or payable to, the husband of said married woman or the guardian of such minors.

Prohibition.

Payment of de-
posits.

Notice required
where amount
exceeds \$25.

Deposits by
married women
or minors.

Capital to be
raised for secu-
rity of deposi-
tors.

SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to raise and form a capital of twenty-five thousand dollars, to be divided into shares of fifty dollars each, and paid in as required by the board of directors, but one-half thereof shall be paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof as they shall from time to time elect, to any amount not exceeding two hundred thousand dollars: *Provided*, That the stockholders at the time of such increase shall each be entitled to a pro rata share of such increase

Increase of capi-
tal stock.

Proviso.

upon the payment of the par value thereof, said right to be forfeited if not availed of within ten days of the time fixed for the subscription by public notice.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth or of the United States, or other stocks and bonds, or real or personal securities, or in such other manner as may be deemed appropriate and safe.

Investment of funds.

SECTION 5. That the directors shall have power by their by-laws to prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe; but the whole number of directors shall at no time exceed nine.

Powers of directors.

SECTION 6. That there shall be a meeting of the majority of the persons named in the first section within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers seven directors to manage the affairs of the said corporation; said directors shall choose from their own number a president, and may appoint and remove at will such other officers as they may deem necessary; said directors and president to remain in office until a new election shall take place, as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given, and prescribe the duties and fix the compensation of the president and other officers of said bank, and to prescribe the rate of interest to be received by said bank in its loans, not to exceed ten per cent.

Meeting of corporators.

Purpose of meeting.

Officers.

SECTION 7. That the real estate which it shall be lawful for said corporation to have shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise to secure debts due it; and that in all cases of loans upon real estate the expenses of searches, examination of certificates and record papers shall be paid by the borrower.

Real estate.

Expenses of searches, &c., to be paid by borrower.

SECTION 8. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his or her deposit shall amount to five dollars; that the interest shall be calculated by calendar months only, and no interest to be allowed for the fraction of a month.

Interest upon deposits, relative to.

SECTION 9. That it shall be the duty of the directors of said corporation, on the first Monday in January and July in each year, to make and declare, out of the net proceeds and profits of the said business of the said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders or legal representatives within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend from any source whatever other than the net profits and gains of the business of said corporation,

Dividends.

Personal liability of directors.

or shall receive from any person or persons any deposits after the assets of the said corporation shall have become depreciated in cash value below the whole amount of the deposits with said corporation, and the debtor of the same, and fifty per cent. of the capital paid in, they shall become and be, and, so long as said depreciation continues, shall remain jointly and severally personally liable to the depositors with and creditors of said corporation, for any deficiencies existing to them as any or either of them after their remedies against the said corporation shall have become exhausted.

Shares transfer-
able.

Votes.

Failure to pay
subscriptions.

Books to be open
for inspection.

Officers and
agents to give
security.

Portions of by-
laws and regula-
tions to be put
up in office.

Charter.

Reservation.

Proviso.

Bonus and taxes

SECTION 10. That the shares of said corporation shall be transferable on its books in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote in person or by proxy for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or the increased stock of said corporation, and shall omit to pay the same for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of the said corporation may sell and dispose of the said stock as they may deem most advantageous to said corporation; that the books of said corporation shall at all times during business hours, be open for the inspection of such agents as the legislature shall appoint for that purpose.

SECTION 11. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others, and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipts and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

SECTION 12. That this charter shall continue for twenty years; but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporation: *And provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law; and that the individual liabilities of the stockholders shall not exceed the amount of stock held by each.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 339.

A Supplement

To an act to regulate medical practice in the counties of York, Indiana, Perry, Juniata, Adams, Bucks, Northampton, Lehigh and Elk, extending the same to the counties of Erie and Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to regulate medical practice in the counties of York, Indiana, Perry, Juniata, Adams, Bucks, Northampton, Lehigh and Elk," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the counties of Crawford and Erie.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 340.

An Act

For the better prosecution of disorderly persons in the boroughs of Sharpsburg and Etna, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person or persons to act in an outrageous or disorderly manner, or disturb the peace or good order of the boroughs of Sharpsburg or Etna, or annoy or disturb any watchman employed in any factory, mill or any other business, either by night or day, or use any profane language in or near any church, school houses, or any street, public house, and so forth; and any person or persons so offending shall, Persons prohibited from acting in a disorderly manner, &c. **Penalty.**

Burgess, &c.,
may appoint
officers to make
arrests.

Disposition of
fines.

Fees of officers.

Fines to be paid
to borough treas-
urer monthly.

Penalty for neg-
lect.

Repeal.

upon due conviction thereof before the burgess or any justices of the peace of said boroughs, pay a fine, not less than five nor more than twenty-five dollars, for each and every offence, and in default of the payment of said fine or fines, be committed to the jail of Allegheny county for not less than five nor more than thirty days; and that the said burgess and town council have power to appoint two officers to make arrests without warrants, the same as in the city of Pittsburg.

SECTION 2. All of said fine or fines to be paid into the treasury of aforesaid boroughs; the magistrates' and constables' fees to be paid out of the treasury of said boroughs where the offender is committed to the jail of the county.

SECTION 3. All of such fine or fines, so collected by any magistrate of said boroughs, shall be paid to the treasurer thereof at the end of every month; and upon neglect or refusal of such magistrate he shall be guilty of misdemeanor, and upon conviction thereof pay a fine of not less than twenty nor more than fifty dollars for the use of said boroughs; such fine or fines to be collected as fines of like amount are now recovered by the laws of this commonwealth.

SECTION 4. That so much of any act or acts as are inconsistent with the provisions of this act are and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 341.

An Act

To increase the pay of supervisors of roads and township auditors in the counties of Beaver and Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the pay of the supervisors of roads and of borough and township auditors, in the counties of Beaver and Washington, shall be two dollars for each day necessarily employed in discharging the duties of their offices: *Provided,* That the provisions of this

act shall not apply to the township of Darlington, Beaver county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 342.

An Act

To incorporate the Commonwealth Co-operative Company of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. W. Winton, Orrin Frink, C. H. Wells, C. A. Sprague, L. N. Clark, S. B. Mott and R. H. Waters, their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name, style and title of the Commonwealth Co-operative Company, and that by that name shall have perpetual succession, shall have a corporate seal, and be able to sue and be sued, implead and be impleaded, in all courts of record and elsewhere, to purchase, receive, have, hold and enjoy, to them and their successors, such real estate and personal property as may be required by said company to carry out the objects of the said corporation, and to receive and invest all moneys in stocks, bonds, mortgages or other securities, as the said corporators, their successors or assigns, may deem proper for the benefit of the association, and to sell, mortgage and re-invest the same according to law.

SECTION 2. The corporators aforesaid are hereby authorized and empowered to receive subscriptions to a guarantee fund for said corporation for an amount not exceeding two hundred thousand dollars, which shall be transferable on the books of the company; and said subscribers to said fund shall pay, on subscribing thereto, at least ten per cent. on the amount subscribed, and the directors may make further assessments, until the amount so subscribed shall be paid, or secured to be paid, to the satisfaction of said board of directors; and whenever such fund shall be liable for the payment of losses, according to the rules of the company, the amount shall be assessed *pro rata* to the amount of the fund, on each of the subscribers to said fund.

Corporators.

Title.

Powers and privileges.

Corporators authorized to receive subscriptions to guarantee fund.

Payment of subscriptions.

Payment of losses.

Membership,
relative to.

SECTION 3. Any person over fifteen years of age may become a member of said association, under and subject to such rules and regulations as shall be adopted by the company, and by signing an agreement, in connection with the application for membership, to pay a *pro rata* proportion of the expense and benefits fixed and appropriated by the company on the death of any member in good standing, which each member shall be liable for, and in default of payment thereof, after thirty days' notice in the manner and form fixed by the by-laws for the service of the same, shall cease to be a member, and shall forfeit all right, title and interest in and to any benefits or donations in and from said company, together with the amount such delinquent member may have previously paid.

Corporators
may appoint
officers, estab-
lish by-laws, &c.

SECTION 4. The corporators aforesaid shall have the power to appoint a president, vice president, secretary and treasurer, and such other officers as may be required to carry out the objects of said corporation, to serve until the annual election shall be held to elect new directors, which shall be by a majority of the members of the company attending such election, and also to ordain, establish and put into execution such by-laws and regulations as may be necessary for the government of said company; and to locate and hold an office, or branch offices, in any adjoining state, not in contradiction of the charter, or of the constitution of the United States or this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the company, and the due ordering and management thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 343.

An Act

Relative to hotel keepers holding or exercising the office of sheriff in the county of Carbon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of any law of this commonwealth as prohibits

hotel, inn or tavern keepers from holding or exercising the office of sheriff, be and the same is hereby repealed so far as the same relates to the county of Carbon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 344.

An Act

To regulate the time and place of holding the township elections in Rockhill township, Bucks county.

WHEREAS, The township of Rockhill, in the county of Bucks, is divided into two election districts, known respectively as East Rockhill and West Rockhill, for the purposes of the general election, but continues as one township for the purposes of electing township officers: Preamble.

And whereas, The said division known as East Rockhill holds its general election in one place, and the said division known as West Rockhill holds its general election in another place, and the two divisions, constituting together the township of Rockhill, meet for the purpose of holding the election for township officers for the said township, in a third and different place in the said township:

And whereas, By reason of the division of said township as aforesaid, and the different places at which the general election is held therein, it became impossible to hold the election for township officers in the said township of Rockhill on the second Tuesday of October, Anno Domini one thousand eight hundred and sixty-nine, as was provided in the general act of assembly approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the township of Rockhill, in the county of Bucks, shall hold its election for township officers on the third Friday in March, Anno Domini one thousand eight hundred and seventy, at the same time and place where the said election was held in the year one thousand eight hundred and sixty-nine; and that the officers so elected shall hold and enjoy their

Time and place
for holding elec-
tions in spring
of 1870.

offices with the same effect, powers and privileges as if the said officers had been elected on the second Tuesday of October, Anno Domini one thousand eight hundred and sixty-nine, in pursuance of the fifteenth section of the act of assembly, approved as aforesaid, April seventeenth, Anno Domini one thousand eight hundred and sixty-nine.

Time and place
for holding sub-
sequent elec-
tions.

SECTION 2. That after the township election provided for in section one shall have been held, that all subsequent elections for township officers in the said township of Rockhill shall be held by the electors of the said township voting for township officers, at the respective places for holding the general elections in the said divisions, known respectively as East Rockhill and West Rockhill, on the second Tuesday of October; and that the judges, inspectors and clerks, respectively, constituting the election boards of East Rockhill and West Rockhill, shall meet on the Wednesday immediately succeeding the said second Tuesday of October, at the place aforesaid, when the spring or township elections were formerly held, at twelve o'clock noon, of the said day, and there proceed to count the ballots so aforesaid cast for township officers, and make return of the said election jointly as is now provided by law.

Returns of elec-
tion.

Repeal.

SECTION 3. That so much of the act of the General Assembly, entitled "An Act further supplemental to the act relative to the elections of this commonwealth," approved April seventeenth, Anno Domini one thousand eight hundred and sixty-nine, as is inconsistent with the provisions of this act, is hereby repealed, so far as the same may affect the said township of Rockhill.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 345.

An Act

Authorizing the auditors and school board of Lower Saint Clair township, in Allegheny county, to levy and collect additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors and board of school directors of Lower

Saint Clair township, in the county of Allegheny, be and they are hereby authorized to levy and collect within the present year, and in the year one thousand eight hundred and seventy-one, a special and additional tax of not more than ten mills upon the taxable property within said township, for the purpose of paying existing indebtedness of said township and district.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 346.

An Act

To provide for the appointment of a special detective by the district attorney of the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the district attorney of the county of Allegheny may appoint an officer as a special detective, in connection with his office, whose duty it shall be to assist in obtaining such evidence as he shall be directed by said district attorney, for the commonwealth, in all criminal cases. Appointment authorized.
Duty.

SECTION 2. The said detective officer shall be subjected only to the order of the said district attorney, at whose pleasure he may be removed; said detective officer shall be entitled to receive no fees whatever, but shall be paid a salary of eight hundred dollars per annum, out of the treasury of the said county, on a certificate issued by the said district attorney to the county controller, who shall order warrants for said amounts, in regular form: *Provided however,* That for cause shown the judges of the court of quarter sessions of said county may remove said special detective from said office, and thereupon the said district attorney may appoint another in his stead. To be subject to orders of district attorney.
Salary.
Removal of detective.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 347.

An Act

Extending the time for the commencement and completion of the
Scotland and Mont Alto Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time allowed for the commencement and completion of the Scotland and Mont Alto railroad, by the act incorporating said company, is hereby extended for a further period of five years from the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 348.

A Supplement

To an act, entitled "An Act to repeal an act, entitled 'An Act to abolish special courts in Fayette county, and to transfer the causes therein depending into the court of common pleas,'" approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter it shall be lawful for any of the law judges of any of the courts of Allegheny county to hold the special courts under the act to which this is a supplement, entitled "An Act to repeal an act, entitled 'An Act to abolish special courts in Fayette county, and to transfer the causes therein depending into the court of common pleas,'" approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine; and so much of said act as provides that the prothonotary of the court of common pleas of Fayette county shall certify any cause, suit or matter now pend-

ing or hereafter to be brought in said court of common pleas, when the amount in controversy exceeds one hundred dollars, and all actions of ejectment and trespass to real estate, into said special court, upon the certificate of counsel of either party that the same should be certified, and an affidavit made and filed by such party that the same is not done for the purpose of delay, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 349.

An Act

To incorporate the West Chester and Phoenixville Railroad Company, in Chester county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William E. Lockwood, J. T. Murtagh, Henry R. Guss, Commissioners.

John J. Parker, Edward H. Hall, Thomas P. Evans, William D. Christman, Samuel M. Painter, Chas. H. Pennypacker, Henry S. Evans, Jos. P. Wilson, Wayne M'Veigh, John Rutter, Josiah Hoopes, Wm. Marshall, E. B. Moore, Robert Otto, Cadwallader C. Sellers, Samuel J. Parker, J. Elwood Painter, Wm. P. Townsend, Henry Sharpless, Jefferson Shaner, Stephen G. Snare, D. W. C. Lewis, N. A. Pennypacker, Lewis W. Shields, E. F. Pennypacker, Samuel J. Reeves, John Griffin, Samuel Cornett, Henry Loucks, John W. M'Curdy, Archimedes Robb, Chas. M. Wheatley, or any three of them, be and are hereby appointed commissioners to open books, receive subscriptions and organize a company, to be known by the name of the West Chester and Phoenixville Railroad Company, with authority to construct a railroad from any point within the borough of West Chester, occupying any street or alley in said borough for railroad purposes, and crossing any street, at grade or otherwise, to a point at or near the Steamboat station, on the line of the Pennsylvania Central railroad, in Chester county, with power at any time to extend the said railroad, by any route which may be deemed by the directors best, to any point within the borough of Phoenixville, and to have all the powers and privileges, and be subject to all the

Commissioners.

Name.

Construction of
railroad authorized.

Subject to.

provisions of the act approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, except so far as may be changed by this act.

Capital stock.

SECTION 2. That the capital stock of said company shall be two hundred and fifty thousand dollars, divided into shares of fifty dollars each; and any railroad company or other corporation, or any association of individuals, may subscribe for and hold any number of said shares.

Directors.

SECTION 3. That the board of directors or the said company shall consist of seven persons, one of whom shall be elected president, by a majority of the board present at the next meeting after their election.

Annual meeting of stockholders.

SECTION 4. That the annual meeting of the stockholders of the company, for the purpose of the election of seven directors, shall be held in the borough of West Chester, on the first Monday of January of each year, at which a statement of the receipts and expenditures made and adjusted on the thirty-first day of October inclusive of the preceding year, shall be exhibited by the directors, and the accounts of said company shall be kept to correspond therewith.

May borrow money and issue bonds.

SECTION 5. That the said company shall have power to borrow money from time to time, not exceeding the amount of the capital stock, and to issue therefor coupon or other bonds, free from all taxes, of such denominations and at such rate of interest, and for such length of time as the board of directors of the said company may determine, and dispose of the said bonds at such prices as to the said directors may seem advisable, and to secure the payment of such bonds and loan by a mortgage or mortgages of the property, or any portion of the property and corporate franchises of the company; and it shall be lawful for any corporation to guarantee the whole or any portion of said bonds.

Authorized to erect lines of telegraph.

SECTION 6. That the said company are hereby authorized to erect, establish and maintain a line or lines of telegraph along said road, and are hereby invested with all the rights, powers and franchises extended to any other telegraph line or lines by the authority of the state of Pennsylvania.

May connect with and cross other roads.
May construct branches.

SECTION 7. That the said company shall have power to connect with and to cross at any grade any other railroad now or hereafter built, and to construct a branch or branches, to connect with any railroad within seven miles of the main line, by any route which the directors may deem advisable.

Directors may increase capital stock.

SECTION 8. That the directors of said company may and are hereby authorized to increase the capital stock of said company, by the issue of additional shares, to an amount not exceeding six hundred thousand dollars: *Provided*, Such increase is authorized by the votes of the majority of the stockholders.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 350.

An Act

For the relief of the commissioners appointed by an act, entitled "An Act appointing commissioners to lay out and open a state road from Marsh's Corners, M'Kean county, to the Philadelphia and Erie railroad," approved the twenty-ninth day of June, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of M'Kean county are hereby authorized and required to pay the road commissioners appointed by the above entitled act, for their services and moneys expended by them in laying out said state road. County commissioners to pay road commissioners.

SECTION 2. That it shall be the duty of the auditors of M'Kean county, at their next annual meeting, to audit and settle the respective accounts of the road commissioners appointed by said act, for work done and moneys expended on said road prior to the date of the repeal of said act, and to report the name of the township in which said work was done; and any balances which shall be due to the said road commissioners shall be paid to them respectively out of the unseated road tax which shall be due to such township; and such amounts shall be retained by the said county commissioners from the unseated road tax returned for such township, and be paid over to the road commissioners, by whom the same shall be reported as due by the county auditors. Duty of county auditors.
Balances due to be paid out of unseated road taxes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 351.

An Act

To alter and enlarge the boundaries of the county of Elk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Millstone town-
ship, Forest
county, annexed
to Elk county.

That the territory now comprising the township of Millstone, in the county of Forest, shall be annexed to and deemed, taken and considered to be a part of the county of Elk, preserving its township name and organization, and municipal rights and duties, subject only to the change in its county relations.

Collection, &c.,
of unpaid town-
ship taxes on
unseated lands.

SECTION 2. The unpaid township taxes on the unseated lands in the said township of Millstone, assessed prior to the first day of January, Anno Domini one thousand eight hundred and seventy, shall be collected by the treasurer of Forest county as if this act had not been passed; and said taxes, when collected, and also all such taxes heretofore collected and not yet paid over, shall be paid to the proper authorities of the said township of Millstone.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 352.

An Act

To incorporate the Quakertown Savings Bank of Bucks county.

Corporators.

Name.

Powers and
privileges.

Office.

Misnomer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James Cressman, Henry Troxel, Paul Applebach, R. J. Linderman, Joseph Thomas, G. H. Goundie, A. H. Moyer, James L. Selfridge, R. L. Cope, Allen H. Heist, and their successors, be and are hereby made and created a corporation and body politic, by the name and style of the Quakertown Savings Bank of Bucks county, and by that name they shall by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend in courts of law and equity, and in any other place whatsoever, to make, use and have a common seal, the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and promote the object and design of this act of incorporation, to be located in the county of Bucks, the office of which shall be established under the law, shall be in the borough of Quakertown: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the

interest of the public can be clearly ascertained: *And provided further*, That nothing in this act contained shall be so construed as to exempt the said corporation from the operation of the laws of this commonwealth prohibiting the issuing of bank notes or engagements of credit in the nature thereof.

SECTION 2. That the business of said corporation shall be to receive on deposit from time to time such sums of money, not less than one dollar, as may be offered by tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in the stocks or bonds of any city authorized to be issued by any act of this commonwealth, or in any other stocks, or in bonds, mortgages, promissory notes and any other approved and valid securities, and the same to purchase, collect and adjust and settle, and also to sell and dispose thereof in any market of the United States or elsewhere, without proceeding in law or equity, and for such price and on such terms as may be agreed upon between them and the parties contracting with them; the said corporation shall receive all sums of current money offered as aforesaid, and as soon as practicable they shall allow to the depositors interest on the deposits, to be regulated by the trustees as hereinafter provided; and they shall pay the amounts deposited, with the interest thereon, or any part thereof, not less than one dollar, to the depositor, at the place of business of said corporation, at any time during business hours, on demand: *Provided however*, That not more than fifty dollars shall be required to be paid any one depositor, upon any one day, unless a written notice of the same shall have been given at least ten judicial days before the time when such payment is desired to be made.

SECTION 3. That the real estate which it shall be lawful for said corporation to hold shall only be such as shall be requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase at a judicial sale or otherwise to secure debts due them.

SECTION 4. That the persons named in the first section of this act, or any seven of them, shall elect by ballot five persons from those named in this act to be the first trustees of said corporation; no person to be considered elected unless he shall have received the affirmative vote of at least six of said corporators; that vacancies by death, resignation or otherwise, shall be filled by the board of trustees as soon as practicable, by the affirmative vote of at least five of their number, at any election held by ballot; that the said trustees shall elect from amongst themselves a president, vice president and shall appoint such other officers as they may deem necessary; that five of said trustees shall form a quorum; and that the affirmative votes of at least five shall be requisite to authorize the sale or transfer of securities or the appointment of any officer receiving compensation; that the president, vice president or any trustee, or any officer or servant of said corporation, shall not directly or indirectly borrow the funds of said corporation, nor any part thereof, nor use the same or any part thereof, in any other manner than that hereinbefore provided, except

Prohibition.

Business.

Interest to depositors.

Payment of deposits.

Notice required where amount exceeds \$50.

Real estate.

Election of first trustees.

Vacancies.

Officers.

Quorum.

Sale of securities, &c.

President, &c., not to borrow funds.

Meetings of trustees.	for the payment of the necessary expenses under the direction of the board of trustees; that the said trustees shall meet regularly, at least once a month; that any trustee omitting to attend the said regular meeting for six successive months, may, by a vote of the board, be declared to have vacated his office; and that the said trustees shall have power to enact by-laws.
By-laws.	
Interest, rate of, &c.	SECTION 5. That the trustees shall regulate the rate of interest upon deposits, and publish the same every six months; that interest shall not be allowed to any depositor until his deposits amount to five dollars, and the interest to be calculated by calendar months only, and no interest to be allowed for the fraction of a month; that the deposits made by minors or married women may be repaid to them, and their receipts shall discharge the said corporation from any further claims for the sums so repaid.
Deposits by minors or married women.	
Capital to be raised for security of depositors	SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in the first section, and such others as may become members of the institution, previous to the granting letters of incorporation, to raise and form a capital of not less than ten thousand dollars, nor more than fifty thousand dollars, in shares of twenty dollars each, of which capital not more than two-thirds shall be subscribed for by the corporators, and the remaining one-third shall be sold at public auction at such times and places as the board of trustees may determine; and any advance or bonus obtained thereon by such sale or sales shall be placed to the credit of the contingent fund of the institution: <i>Provided however</i> , That at any time, by a vote of two-thirds of the trustees, if they should deem it necessary to increase the capital of said institution, not, however, exceeding three hundred thousand dollars, which capital shall at all times be liable to the depositors for the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the said institution in such manner as may be designated by the by-laws of the said institution.
Increase of capital stock.	
Shares transferable.	
Trustees to report to legislature.	SECTION 7. That it shall be the duty of the trustees, in the month of January in each year, to report to the legislature the aggregate amount of deposits on hand, with the interest which has accrued thereon; and as often as they may deem it proper, make and declare a dividend of the interest and profits of said corporation, after paying its expenses and reserving a fund for contingencies, and the same pay over to the shareholders, or to their legal representatives, within ten days thereafter, and to make a full exhibit of the affairs of said institution, according to the acts of assembly in such cases made and provided.
Dividends.	
Officers and agents to give security.	SECTION 8. That officers and agents of said institution shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate the expenses of searches, examinations and certificates, and recording papers, shall be paid by the borrower; that at all times the books of the corporation, during business hours, shall be open to the examination and inspection of such persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to
Expenses of searches, &c., to be paid by borrower.	
Books to be open for inspection.	

the supervision and control of the court of common pleas of the county of Bucks and the supreme court of Pennsylvania, according to the provisions of the constitution of this commonwealth and the several acts of assembly conferring equity jurisdiction upon the said courts. Subject to control of courts.

SECTION 9. That each and every person entering upon the discharge of the duties of trustees, in pursuance of this act, shall be required to give a bond to the commonwealth of Pennsylvania, in such an amount as the court of common pleas of Bucks county may fix, to be filed with the prothonotary of said court, and conditioned for the faithful keeping and appropriation of all such moneys as shall be placed in charge of said Quakertown Savings Bank of Bucks county, whether as deposits or shares of stocks: *Provided*, That said court of common pleas may at any time require the amount of said bond to be enlarged. Trustees to give bond.

SECTION 10. That this charter shall continue for twenty years; but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporation: *And provided further*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now assessed upon such corporations, and such other taxes as may hereafter be required by law. Charter. Reservation. Proviso. Bonus and taxes

SECTION 11. That the stockholders shall be personally liable to an amount equal to the amount of the capital stock so held by them respectively. Personal liability of stockholders.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 353.

An Act

To authorize the trustees and contributors to the West Chester Academy to become a state normal school.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the corporation known as the trustees and contributors to the West Chester Academy are hereby authorized to become and be a state normal school association, and to assume and be known by the name and title of the West Authorized to become state normal school.

Name.	Chester State Normal School; when and as soon as the said corporation shall be organized as a normal school association and upon so organizing, due notice of the change of name and title shall be given by publication in one of the newspapers printed and published in the county of Chester, once a week for three weeks.
Objects.	SECTION 2. The objects of the corporation shall be extended to embrace the establishment and support, in the borough of West Chester, and county of Chester, or within two miles of the court house in said borough, one or more schools for the education of youth in the English and other languages, in the useful arts and sciences, in literature, and in the arts and sciences of teaching, together with such other subjects and branches of learning as the corporation may deem eligible; and also to organize and to act under the provisions of an act of the said General Assembly, entitled "An Act to provide for the due training of teachers for the common schools of the state," approved the twentieth day of May, Anno Domini one thousand eight hundred and fifty-seven, and its supplements.
Corporation, of whom to consist	SECTION 3. The said corporation shall consist of the present members thereof, and of all such persons as shall subscribe their names to the articles of association, and pay severally the sum of fifty dollars, or more, to the capital stock of the corporation, at such times and in such manner as the said corporation shall prescribe.
Powers and privileges.	SECTION 4. The said the trustees and contributors to the West Chester Academy shall be a body politic and corporate, as heretofore, and by such name shall have and enjoy perpetual succession, and be able to sue and be sued, plead and be impleaded in all courts of law and equity, and shall be able to take, purchase, hold and receive to them, their successors and assigns, lands, tenements, goods, chattels and money by contract, devise, gift or otherwise howsoever, and the same to sell, mortgage and convey or otherwise dispose of as the said corporation shall deem proper; and also to sell, convey or otherwise dispose of all property, real and personal, of which the said corporation is now seized or possessed, or of which it shall become seized or possessed; and also to make and use a common seal, and the same to alter and renew at pleasure, and generally to do all things that may be lawful and proper for the well being of the corporation; and the said corporation, when organized as the West Chester State Normal School, shall have and possess the same powers and capacities as aforesaid, and exercise and enjoy the same rights and privileges as aforesaid; and all property, real and personal, and all rights and interests whatsoever which shall be held or enjoyed by said the trustees and contributors to the West Chester Academy, at the time of the corporation becoming organized as a normal school association, shall be held and enjoyed by and absolutely vested in the said the West Chester State Normal School; and all trusts heretofore accepted by the said the trustees and contributors to the West Chester Academy shall be executed and performed by the said the West Chester State Nor-

mal School, with the same effect as if there was no change in the organization or objects of the corporation: *Provided however*, That when said corporation shall be organized as a normal school association the trustees thereof shall provide a suitable room for the accommodation of the museum, consisting of books, maps, pictures, philosophical apparatus, specimens of natural history and curiosities of various kinds, and shall appoint one or more competent curators who shall have the care of the said museum, and who shall be removable at the pleasure of the said trustees; and that the said trustees shall, under suitable regulations, to be by them prescribed, permit and allow John Lacey Darlington, George Brinton, Henry S. Evans, William D. Hartman, Joshua Hoops, William W. Jeffries, Joseph J. Lewis, John Marshall, John Rubber, Washington Townsend, Isaac Thomas, Wilmer Worthington, Edward F. Ravinus, John S. Bowen, Joseph Hemphill, Charles B. Hatch, Benjamin Franklin Pyle and Howard Darlington, members of the Chester County Cabinet of Natural Sciences aforesaid, to have access to the said museum during their lives respectively; and in case the said corporation, as a normal school association, shall be dissolved, or the location of the school of the said corporation be removed from the borough of West Chester, or its vicinity, that then the said trustees shall provide, at the expense of the corporation, such room or building in said borough as shall be necessary and suitable for the separate and safe keeping of said museum in perpetuity.

Trustees to provide room for museum, and appoint curators.

To permit members of Chester County Cabinet of Natural Sciences to have access to museum.

In case of dissolution of corporation, &c., to provide room for safe-keeping of museum.

SECTION 5. The amount of the capital stock of the said corporation shall not exceed the sum of two hundred thousand dollars, and the subscription of each share of stock shall be fifty dollars; each corporator of the trustees and contributors to the West Chester Academy who was a member of the Chester County Cabinet of Natural Sciences, and who shall be such corporator at the time of the organization of the said corporation as a normal school association, shall, by virtue of his former contributions and subscription, be entitled to four votes in all meetings of the stockholders of the said corporation; in meetings of the stockholders each stockholder shall be entitled to one vote for each share of stock which shall be held by him; and the shares of stock shall be transferable on the books of the corporation, and transmissible to executors and administrators; certificates of stock, signed by the president and countersigned by the secretary, under the seal of the corporation, shall be issued to the stockholders from time to time, as required.

Capital stock

Votes.

Shares transferable.

Certificates.

SECTION 6. The pecuniary affairs of the corporation shall be managed, and the control, educational and otherwise, of its business and property, shall be exercised by a board of nine trustees, who shall be chosen on the first Monday of May, Anno Domini one thousand eight hundred and seventy-one, and on the first Monday in each year thereafter, and who shall continue in office until the next stated meeting after the election of their successors; until such stated meeting the trustees elected under the provisions of the charter of the said the trustees and contributors to the West Chester Acad-

Management and control.

Election of trustees.

Who to act until trustees are elected.

Vacancies.

Failure to elect
at time appointed.

Certain persons
authorized to select
and contract for
purchase of land,
&c.

Officers of board
of trustees.

Trustees to ap-
point profes-
sors, &c.

Powers.

emy shall continue in office, and shall have all the powers and privileges granted and conferred on the trustees of the said corporation by this act, however the said corporation may be organized; and after the said first election, in case of any vacancy occurring in the board of trustees, or in either of the other officers of the corporation, such vacancy shall be filled by appointment, to be made by the board, on notice specially given; in case no election shall take place at the time appointed for said annual election, the trustees in office shall continue in office until an election shall occur, and until the next stated meeting of the board after such election: *Provided however*, That Dr. Wilmer Worthington, John Marshall, C. Cadwallader Sellers, David M. M'Farland, William S. Kirk, Lewis W. Shields, Robert T. Cornwell and John G. Robinson are hereby authorized and empowered to select and contract for the purchase of land on which to erect buildings for said normal school, or to contract for the purchase of land on which to erect buildings for said normal school, or contract for the purchase of land and buildings for the same, to devise or adopt a plan for such buildings as they may think proper to erect, or for the alteration of such as they may think proper to purchase; to make contracts for the erection or alteration of such buildings, direct and superintend such erection or alteration for and on behalf of said corporation, and to draw orders for the payment of all bills which they shall contract pursuant to the authority hereby conferred, on any person or persons holding moneys for shares subscribed for and paid by the stockholders; and if any vacancy shall at any time occur in their body, the remaining members thereof may fill such vacancy by appointment.

SECTION 7. The officers of the board shall be a president and secretary, who shall be members, and a treasurer, who shall not be a member of the board, and they shall be elected annually at the next stated meeting of the board after the election of the said trustees.

SECTION 8. The trustees shall appoint the professors, teachers and all agents and assistants necessary to conduct the schools that may be established by them; and they shall have power to erect, repair, pull down and re-construct all buildings on lands now belonging to, or that may hereafter belong to said corporation, according to their discretion, for the benefit of the said corporation, and to improve and ornament its lawns and grounds, and to do all such acts for such benefit as a natural person may lawfully do with his property, consistent with the design of the institution; and for that purpose they may make such regulations and by-laws as they may deem advisable, not inconsistent with this act, or the constitution or laws of this commonwealth.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The tenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 354.

An Act

To make legal and valid the capital stock of the Somerset and Mineral Point Railroad Company, although five dollars were not paid at the time the subscription was made.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all subscriptions heretofore taken or hereafter to be taken to the capital stock of the Somerset and Mineral Point Railroad Company are hereby deemed and declared valid and binding, notwithstanding there were not paid five dollars on each share subscribed at the time of subscription, as required by the general act of assembly approved nineteenth February, Anno Domini one thousand eight hundred and forty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 355.

An Act

Granting a gratuity and an annuity to Elizabeth Anderson, of Beaver county, Pennsylvania, a widow of a soldier of the war one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and is hereby authorized to grant a gratuity and annuity to Elizabeth Anderson, of Beaver county, the widow of a soldier of the war of one thousand eight hundred and twelve, upon furnishing proof required under existing laws: *Provided*, That the re-marriage of said Elizabeth Anderson, after the death of her first husband, who rendered the service in the war aforesaid, shall be no bar to her receiving the gratuity and annuity aforesaid: *And pro-*

vided further, That said gratuity and annuity shall cease as soon as provision shall be made by Congress for said soldiers and their widows: *Provided further*, That no pension shall be granted to the said Elizabeth Anderson unless such evidence shall be furnished to the auditor general of the service of her said husband as would entitle her to a pension under the existing laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 356.

An Act

Vacating certain portions of streets in Bonewitz's addition to the borough of Pinegrove.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of all those certain roads or streets which have been laid out on Bonewitz's addition in and adjoining the borough of Pinegrove, in the county of Schuylkill, lying between the Union railroad and the Swatara creek, and south of the road leading to Babbord's mill, be and the same are hereby vacated; and the title to the soil over which the same is laid is hereby vested in the owners of the property on each side of the said vacated roads to the middle thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 357.

An Act

Supplementary to the act relating to county treasurer, and prescribing further duties in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the treasurer of Allegheny county, hereafter chosen, shall be commissioned by the governor of the state, and before entering upon the duties of his office shall give bond, as now required by law, and shall appear before the judges of the court of common pleas of said county and take an oath or affirmation that he will discharge the duties of his office with fidelity, and will truly and honestly account for all moneys coming into his custody as county treasurer, and that he will not make any unlawful use of said moneys, nor make any gain, interest or profit thereby, either by himself or any other person, and that he will not permit it to be done while said moneys are in his custody or control; and any violation of the obligations imposed by the oath or affirmation in this act shall be perjury, and punished as such.

Treasurer to be commissioned.

To give bond and take oath.

SECTION 2. The controller of said county shall, within six months after the passage of this act, and hereafter upon the commencement of the term of office of each and every county treasurer, notify the solvent banks, banking houses or regular exchange brokers of the city of Pittsburg, that he will receive proposals for interest on the current daily balances of the deposits of all funds collected by said treasurer for public expenditure within said county, to be opened by him on a certain day, in the presence of the said treasurer; on the given day said controller shall, in the presence of said treasurer, open and keep a complete record, for public inspection, of all proposals received, as hereinbefore provided for; the said treasurer shall then select and appoint one or more of said banks, banking houses or exchange brokers as depositories of said funds, that shall propose to pay, for the use of said county, the highest rate of interest for the current daily balances, and that shall agree to give and shall give bonds, in good, sufficient and ample security, by at least four sureties, in the same manner, and subject to the same approval as required by law of said treasurer, to faithfully account for said funds, comply with the provisions of this act, and to pay, on demand, all properly signed checks or drafts of said treasurer.

Controller to notify banks, &c., that he will receive proposals for interest on balances.

Opening of proposals.

Selection of depositories.

SECTION 3. It shall be the duty of said treasurer to deposit all moneys collected by him for public expenditure within said county with said depository or depositories so selected as aforesaid, as often as once in every week, and upon so doing said treasurer or his sureties shall not be liable for the loss of moneys by the failure of said depository or deposi-

Treasurer to deposit moneys with depositories.

Depositories to make and deliver statement to controller.

tories: *Provided however*, That it shall be the duty of said depositories, as often as once in three months, to make out an account current of said treasurer, showing the amount and date of each deposit, and the amount and date of each check or draft drawn, and to whom paid, and the amount of interest carried to the credit of said treasurer; which account shall be sworn to by one of the principal officers of said bank or in person by said exchange broker, as being a true and correct statement of said account; and the said account current shall be forthwith given to the county controller.

Duty of controller on receipt of statement.

SECTION 4. That said controller, on receipt of said statement, shall require the county treasurer to verify the same by his affidavit, and shall charge the net amount of interest balance on said account current to the county treasurer, and enter the same on his books to the credit of Allegheny county; and the controller shall publish a detailed statement of said interest account in his annual report of the fiscal affairs of the county.

To publish statement of interest account in report.

Treasurer to keep book of account with depositories.

What to be entered therein.

SECTION 5. It shall be the duty of said treasurer to keep a book of account with said depositories, wherein shall be entered all moneys deposited, with the date and amount of each deposit, and of all checks or drafts drawn, and the date and amount of each, and to whom payable, and on what account; and said book shall at all times be open for inspection.

Duty of treasurer when forwarding to auditor general lists of licenses granted.

SECTION 6. It shall be the duty of the said county treasurer, when forwarding to the auditor general, as now required by law, lists of liquor or other licenses granted in said county, to certify that he has compared the same with the proper records, and that it is true and correct, to which himself or one of his regular appointed clerks shall make oath or affirmation.

Treasurer to make and return certain statement to auditor general.

SECTION 7. Said county treasurer shall make an accurate statement, in writing, under oath or affirmation, as often as once in three months, giving the names of all persons, and their residences, who shall pay into his office any moneys for mercantile licenses not appearing on the regular mercantile appraisalment, with the date of payment and the amount thereof received from each person; and for all of said moneys he shall make said statement and return to the auditor general.

To return list of uncollectible mercantile licenses to auditor general.

SECTION 8. In all cases when upon investigation the treasurer shall be satisfied that certain mercantile licenses cannot be collected by process of law, he shall make out a list of such mercantile licenses, giving in detail names, residence and amount, and return the same to the auditor general, under oath or affirmation, stating that said licenses, in his judgment, cannot be collected by process of law, and it would be a waste of the state fund to make costs thereupon; if the auditor general is satisfied of the honesty and truth of said statement, he shall direct the treasurer to be exonerated for said delinquent mercantile licenses: *Provided however*, That all acts of assembly relating to county treasurers, not inconsistent with this act, shall be and remain in full force.

Auditor general to exonerate treasurer.

Salary of treasurer increased.

SECTION 9. The salary of said treasurer of Allegheny county is hereby increased five hundred dollars; and he shall be allowed a sum not exceeding two thousand and five hundred

dollars for clerk hire and all other expenses of said office; any act or acts inconsistent herewith is hereby repealed.

Allowance for clerk hire and expenses.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 358.

An Act

To incorporate the Harrisburg Patent Screw Post Manufacturing Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Henry Gilbert, W. O. Hickok, George M. Mark, George Winters, W. A. Middleton, Robert T. Beatty, J. R. Piper, H. L. Bower and Eugene Snyder, of the city of Harrisburg, county of Dauphin and state of Pennsylvania, their associates, successors and assigns, and all such persons and parties, companies and corporations, as shall become stockholders in the company hereby incorporated, shall be and they are hereby constituted a body politic and corporate, by the name and style of the Harrisburg Patent Screw Post Manufacturing Company, to be located at Harrisburg, Dauphin county, Pennsylvania, and by said name, style and title shall have succession and a common seal, with power to alter the same at pleasure, and shall have power to sue and be sued, plead and be impleaded, in any court of this commonwealth or elsewhere, and to appoint all necessary managers, agents and assistants, and may have all the rights and power to carry on, manage and develop their business as a manufacturing company, in manufacturing iron or other metals and materials into screw posts and post-butts, in all the various branches in castings or otherwise, as they may deem desirable, and generally to manufacture, vend, sell and dispose of all such materials and articles as they may deem proper or necessary in the prosecution of their business, and also power to license and empower others to manufacture, vend, sell and dispose of patent screw posts and post-butts, under the letters patent granted said corporators by the United States, and to vend and sell rights, under said letters patent, for any state, territory, county, city, township, borough or town, or any divi-

Corporators.

Name.

Powers and privileges.

sion or sub-division thereof; and for that purpose shall have power to purchase and hold in fee simple, under lease or otherwise, not exceeding five hundred acres of land, and to purchase and hold all such personal or other property as may be necessary or convenient for the prosecution of their business, and sell and dispose of the property, real and personal, of said company.

Subscriptions to capital stock.

First election for directors.

Votes.

Capital stock.

Management.

Qualifications and election of directors.

Meetings of directors.

Officers, &c.

Vacancies.

Quorum.

By-laws.

Bonus and tax.

SECTION 2. That a majority of the corporators herein named may proceed to open books for subscription to the capital stock of said company, at the city of Harrisburg; and when four hundred shares of stock are subscribed for and fully paid for, in money or in property, as herein provided, the corporators, or a majority of them, shall call a meeting of the stockholders for the first election of directors of said company, and when said election is made this act shall take full effect; each share of stock shall be entitled to one vote, and stockholders may vote in person or by proxy.

SECTION 3. That the capital stock of said Harrisburg Patent Screw Post Manufacturing Company shall be twenty thousand dollars, to be divided into shares of fifty dollars each, with the right and power in said company to increase its capital stock, from time to time as it may elect, to any sum not exceeding one thousand shares of fifty dollars per share; the subscription to the capital stock may be made payable in money, or in real or personal property appropriate to the business contemplated by this act, at a fair valuation, to be fixed upon by a majority in interest of its stockholders.

SECTION 4. That the affairs of said company shall be managed and conducted by a board of directors, to consist of not less than five nor more than nine, as may be determined upon from time to time, by the stockholders at any annual meeting; said board of directors shall be stockholders, and shall be elected annually, after the first election, as hereinbefore provided for, and shall hold their offices for one year, and until their successors shall have been elected; but any failure or omission to elect such directors annually shall in no wise impair or affect meanwhile the rights and powers of those holding over, or the rights and interest of said company in any way; that said board of directors shall meet monthly for the transaction of business, on the first Monday in each month; said board of directors shall elect a president, secretary and treasurer from their number, and shall appoint such other officers, managers, agents and assistants as they may deem necessary to manage the affairs of the company, and shall have power to fill all vacancies occurring in their own body, until the next succeeding annual election by stockholders; and a majority of said board present at any monthly meeting shall form a quorum for the transaction of business; they shall have power to make by-laws for the regulation of the affairs of the company, subject to the revision and approval of the stockholders, and not inconsistent with the laws of this commonwealth.

SECTION 5. That said company shall pay into the treasury of this commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized or hereafter created,

in four equal annual instalments, and such other tax as is now or may hereafter be imposed by law on corporations; and the stockholders shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, to be sued for and collected within six months from the time said debt is or may be due: *Provided*, That the legislature hereby reserves the right to amend, alter or repeal this act at any time, in such manner, however, as shall do no injustice to the stockholders.

Individual liability.

Reservation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 359.

A Further Supplement

To an act, entitled "An Act to incorporate the Philadelphia, Germantown and Norristown Railroad Company," approved the seventeenth day of February, one thousand eight hundred and thirty-one, to authorize and empower the said company to purchase and hold certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Philadelphia, Germantown and Norristown Railroad Company are hereby authorized to purchase and hold any real estate their board of managers may deem necessary for the use and occupation of any person or persons in their employ, and the same to lease or sell and convey as they may deem expedient.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 360.

A Supplement

To an act incorporating the borough of Sharpsburg, in the county of Allegheny, approved April fifteenth, Anno Domini one thousand eight hundred and fifty-eight, extending the existing laws of the city of Allegheny in relation to the licensing of vehicles, et cetera.

Licensing of vehicles, relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the several supplements to the act incorporating the city of Allegheny, approved the thirteenth day of April, Anno Domini one thousand eight hundred and forty, as relates to the licensing of vehicles, be and the same is hereby extended to the borough of Sharpsburg; and that the powers and authorities by the said act and its several supplements vested in the mayor, aldermen and citizens of Allegheny, in relation to licensing vehicles, be and the same are hereby extended to the burgess and town council of the said borough of Sharpsburg.

Repeal.

SECTION 2. That all acts or parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed so far as relates to the borough of Sharpsburg.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 361.

An Act

Granting a gratuity and annuity to Phebe Weakly, of Butler county, Pennsylvania, a widow of a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and

directed to pay to Phebe Weakly, of Butler county, a gratuity of forty dollars, and an annuity of forty dollars, commencing on the first day of January, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 362.

A Supplement

To an act incorporating the borough of Sharpsburg, in the county of Allegheny, approved April fifteenth, Anno Domini one thousand eight hundred and fifty-eight, extending the existing laws of the city of Allegheny in relation to the opening, widening, grading and paving of streets, lanes and alleys, to said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of the act incorporating the city of Allegheny, in the county of Allegheny, approved the thirteenth day of April, Anno Domini one thousand eight hundred and forty, and of the several supplements thereto, as relates to streets, lanes and alleys, be and the same are extended to the borough of Sharpsburg; and that the powers and authorities by the said act and its several supplements vested in the mayor, aldermen and citizens of Allegheny, in relation to opening, widening, grading and paving streets, lanes and alleys, be and the same are hereby extended to the burgess and town council of the said borough of Sharpsburg.

SECTION 2. That all acts or parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed so far as relates to the borough of Sharpsburg. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 363.

An Act

To increase the salary of the assistant warden of the Allegheny county prison, and to enlarge the powers of the board of inspectors of the Allegheny county prison.

Salary of assistant warden.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of February, Anno Domini one thousand eight hundred and seventy, the salary of the assistant warden of the Allegheny county prison shall be nine hundred dollars per annum, and be paid by the county treasurer.

Inspectors may fix and change salaries.

SECTION 2. That the board of inspectors of the Allegheny county prison, from and after the passage of this act, shall have power from time to time to fix and change the salaries of the warden and assistant warden of said prison.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 364.

A Supplement

To an act to incorporate the Wilkesbarre Market Company, approved March thirtieth, one thousand eight hundred and sixty-six.

First section of former act amended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first section of the act to which this is a supplement is hereby amended by adding the names of Milton Dana, George B. Kulp, Isaac Livingston, Arnold Bertels, B. F. Leedom and Lyman Hakes, as incorporators of said company.

Third section amended.

SECTION 2. That section third of the act to which this is a supplement is hereby amended by striking out the word "forty," and inserting the words, "one hundred," and by

striking out the word "fifty," and inserting the words, "one hundred."

SECTION 3. That section five of the act to which this is a supplement is hereby amended by the inserting, in the ninth line of the fifth section of said original act, after the word "act," the words, "together with the persons named in the first section of this supplementary act." Fifth section amended.

SECTION 4. That the true intent and meaning of the act to which this is a supplement is, that a public hall may be erected in the upper part of said market house as the stockholders in general meeting shall, by ballot, declare and determine. True intent and meaning of former act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 365.

A Supplement

To and act to incorporate the Union Cemetery Association of Lebanon, et cetera, passed March thirtieth, one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said association shall hereafter be known by the name of Mount Lebanon Cemetery Association of Lebanon, Pennsylvania; that the number of acres to be purchased and used for cemetery purposes shall not exceed one hundred acres, and that the said cemetery shall be exempt from taxation, and that the words "lot-holders," where it occurs in fifth section, be stricken out and words, "original subscribers" inserted.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 366.

A Supplement

To an act, entitled "An Act relating to hawking, peddling and huckstering in the counties of Indiana and Clearfield," approved April thirteenth, Anno Domini one thousand eight hundred and sixty-nine, exempting articles, goods and merchandise, manufactured in said counties, from provisions of original act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act relating to hawking, peddling and huckstering in the counties of Indiana and Clearfield, approved April thirteenth, one thousand eight hundred and sixty-nine, shall not apply to any person or persons selling or exposing for sale, within the limits of said counties, as a hawker or pedler, or traveling merchant, any articles, goods or merchandise made or manufactured within the limits of the said counties.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 367.

An Act

To incorporate the Grand Lodge of the United Order of the Sacred Temple of Liberty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Bertram A. Buzby, William M. Woodly, Samuel Owens, Walter Morris, Thomas J. Lindsey, Frederick M. Wagner, Edward Kreamer, John H. Jones, John J. Baumgard, William H. H. Davis, Henry L. Kalbach, William Kelley, Daniel H. Henkels, William H. Buzby, George Brown, George P. Oliver, M. D., Henry Hun*erson, John J. Fullmer, M. D., Peter Wis-

Corporators.

tar, Nathan H. Deterline, William Castle, Franc C. Drane, and their associates, members of the Grand Lodge of the United Order of the Sacred Temple of Liberty of the state of Pennsylvania, is hereby constituted a body politic and corporate in deed and in law, by the name, style and title of the Grand Lodge of the United Order of the Sacred Temple of Liberty of Pennsylvania, which corporation shall consist of all persons who are now members, or shall hereafter be admitted as such, agreeably to the constitution and by-laws of the said grand lodge; and by the said corporate name shall have perpetual succession, and shall be forever capable in law to take, hold and sell real estate in fee simple, or otherwise, and to mortgage and let the same, and take and hold real and personal estate by gift, grant, devise or bequest or other lawful means, and to sell or dispose of the same, to have a common seal and the same to break, alter and renew at pleasure, to sue and be sued, and generally to do all such matters and things that may be lawful and necessary for them to do for the furtherance of the objects of the order.

Powers and
privileges.

SECTION 2. The object of the said corporation shall be to assist its members throughout the state of Pennsylvania in their business and in obtaining employment, to establish a general fund for the sick and for the payment of the funeral expenses of those who may die, for the relief of their widows and for the support and education of the orphans of members.

Object.

SECTION 3. That the said grand lodge shall from time to time establish and make and put in execution such constitution, by-laws, rules and regulations as may be passed from time to time by the grand lodge, and the same to revoke, annul, alter or amend at pleasure: *Provided*, That the said constitution, by-laws, rules and regulations be not repugnant to the constitution and laws of the United States or of the commonwealth of Pennsylvania, nor repugnant to the provisions of this act.

By-laws, &c.

SECTION 4. The legislature reserves the right to modify, alter or annul the privileges hereby granted, in such manner, however, as to do no injustice to the corporators.

Reservation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 368.

A Supplement

To the act incorporating the Penn Mutual Life Insurance Company of Philadelphia, granted February twenty-fourth, one thousand eight hundred and forty-seven.

Preamble.

WHEREAS, The time allowed by the original charter of said company for the election of trustees is inconveniently brief:

And whereas, A difference of opinion has arisen respecting the legality of voting by proxy at such elections:

And whereas, Experience has proved that the present system of declaring dividends is unjust to the insured:

Time of holding elections for trustees.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for holding the election for trustees of said company shall be between the hours of ten A. M. and three o'clock P. M., instead of ten A. M. and twelve o'clock M., as designated in section seventh of the charter.

True intent and meaning of section eighth of charter.

SECTION 2. That the true intent and meaning of section eighth of said charter is, that the elections for trustees of said company only such votes as are offered by insured members in person shall be received and counted; and that the term "insured member," wherever the same occurs throughout the charter or its supplements, shall apply and extend only to the person or persons who by the policy are the payers of the premium, except where a wife holds a policy on the life of her husband, in which case the husband shall be allowed to vote at elections as an insured member.

Term "insured member," to whom to apply and extend.

Return of surplus to insured members, relative to.

SECTION 3. That in lieu of the manner of returning the surplus to insured members, as directed by section fourteenth of the original charter, it shall and may be lawful for said company to return the same either in cash or in scrip, or by reversionary addition to the policies, and in such sums as may express the equitable proportion of the aggregate surplus to which each member is entitled, according to the actual value of the premiums paid, which sums shall be credited to the insured or received in reduction of premiums, as their annual premiums mature.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 369.

A Supplement

To an act, entitled "An Act to merge and consolidate the Hahnemann Medical College of Philadelphia and the Homœopathic Medical College of Pennsylvania into one corporation," approved the second day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in case of the acceptance of the provisions of this act of assembly, and of the act to which this is a supplement, by the Homœopathic Medical College of Pennsylvania and the Hahnemann Medical College of Philadelphia, the trustees, medical faculty and curators of the Hahnemann Medical College of Philadelphia, and the president, secretary and trustees of the Homœopathic Medical College of Pennsylvania, may convene in joint meeting for the purpose of electing officers and preparing by-laws and regulations for the consolidated corporation provided for by the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 370.

A Supplement

To an act, entitled "An Act to incorporate the Orphans' Society of Philadelphia," approved January twenty-ninth, one thousand eight hundred and sixteen, repealing the limits of the income of said society.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to which this is a supplement as

provides that the annual income of the estate of the said corporation shall not exceed in value eight thousand dollars, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 371.

An Act

To extend the time for filing claims for assessments for cost of a sewer on Fifth avenue, Pittsburg, and continuing the lien thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Time for making assessments and filing claims extended.

That the time for making assessments and filing claims for the costs and expense of constructing a sewer in Fifth avenue, from Washington street to Dinwiddie street, in the city of Pittsburg, shall be and is hereby extended to the first day of July, Anno Domini one thousand eight hundred and seventy; and the lien of assessments therefor shall continue and remain upon the properties benefited until that time; and if said claims are filed on or before the said first day of July, one thousand eight hundred and seventy, they shall have the same effect as if they had been filed within the time prescribed by the several acts of assembly relating to streets and sewers in the city of Pittsburg, now in force.

Certain provision not to apply to assessments made for cost of sewer.

SECTION 2. That the provision of the act of assembly relating to streets and sewers in the city of Pittsburg, which requires that the improvements on the property assessed shall be indicated upon the plots and statements made by assessors, shall not apply to the assessments made or to be made for the cost of the sewer on the Fifth avenue aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 372.

An Act

Supplementary to an act, entitled "An Act to incorporate the Wyoming County Savings Bank," approved twenty-second March, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Wyoming County Savings Bank may commence business on a paid in capital of five thousand dollars; and the time of the meeting of the persons named in the first section of the act to which this is a supplement, is hereby extended to such time as the said corporators, or a majority of them, shall direct.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 373.

An Act

Supplementary to an act to incorporate the Artisans' Savings Bank, approved seventh of February, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title to said act be and is hereby amended to correspond with the first section thereof, so as to read "An Act to incorporate the Artisans' Deposit Bank." Title amended

SECTION 2. That section nine of the said act be and it is hereby amended so as to provide that the liability of the stockholders in the said corporation shall be equal to double the sum total of the stock held by them, respectively, in the capital stock of said bank, and not otherwise, nor exceeding Section nine amended.

said amount; and all laws inconsistent herewith be and are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 374.

An Act

Granting an annuity and gratuity to Elizabeth Reed, widow of John Reed, a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to Elizabeth Reed, widow of John Reed, late of Hanover township, Beaver county, Pennsylvania, a soldier of the war of one thousand eight hundred and twelve, a gratuity of forty dollars, and an annuity of forty dollars per annum, payable semi-annually, commencing on the first day of January, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 375.

An Act

Supplemental to the charter of the Savings Fund Society of Germantown and its vicinity.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in lieu of the limitation of twenty years for the existence of the Savings Fund Society of Germantown and its vicinity, incorporated by an act of assembly, approved April sixth, one thousand eight hundred and fifty-four, the corporators of the said Savings Fund Society of Germantown and its vicinity, and their successors, shall be extended for the term of twenty years from the expiration of its present charter, with all the powers and privileges, and subject to all the provisions, conditions and restrictions contained in the original act of incorporation and the supplements thereto.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 376.

A Supplement

To the act, entitled "An Act further supplemental to the act relative to the elections of this commonwealth," approved April seventeenth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several assessors of the several wards of the city of Philadelphia shall each be entitled to receive, in addition to the compensation now provided by law, the sum of two hundred and fifty dollars per annum for all services under the act approved April seventeenth, one thousand eight hundred and sixty-nine, entitled "An Act further supplemental to the act relative to the elections of this commonwealth," warrants

for the payment of which shall be drawn in the manner now provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 377.

An Act

Supplementary to the act incorporating the Co-operative Life Insurance Company of Western Pennsylvania, approved February twelfth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Policies taken out for benefit of heirs, not liable to attachment.

That whenever any policy of life insurance which has been or may hereafter be issued by the Co-operative Life Insurance Company of Western Pennsylvania, upon the life of any person for the benefit of his or her heirs, or any of them, in any sum not exceeding two thousand dollars, shall, by its terms and conditions, become due and payable to said heir or heirs, the sum or amount of such policy shall not be liable to claim or attachment by or on behalf of any creditor of such insured person, but shall be payable to such heir or heirs, or their legal representatives, in like manner as if said insurance had been originally effected by such heir or heirs, for his or her or their own use and benefit.

Publications, where to be made.

SECTION 2. All publications of notices of meetings and other publications which by its act of incorporation is required to be made in the city of Philadelphia by the United Security Life Insurance and Trust Company of Pennsylvania, shall be made by the said Co-operative Life Insurance Company of Western Pennsylvania, in the city of Pittsburg.

Increase of capital stock authorized.

SECTION 3. The capital stock of the said Co-operative Life Insurance Company of Western Pennsylvania may be increased to an amount not exceeding ten thousand shares of par value of one hundred dollars each, to be subscribed and held under the same conditions and restrictions that are prescribed in regard to the capital stock of the United Security Life Insurance and Trust Company of Pennsylvania, in the act incorporating said United Security Life Insurance and Trust Company, approved the thirteenth day of April, Anno Domini

one thousand eight hundred and sixty-eight: *Provided*, That this third section of this act shall not take effect until the same shall have been accepted by a majority of the votes entitled to be cast, at a meeting of the stockholders of said Co-operative Life Insurance Company of Western Pennsylvania, called for the purpose of considering the acceptance of the same, nor until notice of such acceptance shall have been filed in the office of the secretary of the commonwealth, and such taxes and bonus or bonuses as are required by law on such increase of stock shall have been paid by said Co-operative Life Insurance Company of Western Pennsylvania.

When this section to take effect.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 378.

An Act

Relative to fees of justices of the peace and constables in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter in all cases of appeals from the judgments of justices of the peace in the county of Venango, the party or parties appealing shall pay to the justice before whom the case was tried all his fees, and all the constable's fees in the case; and the said justice shall receipt on his record for said fees, so that it shall appear on the transcript, the same to abide the final determination of the case as all other costs thereon; and no appeal need be allowed by the justice till said fees are paid.

Parties appealing from judgments of justices of peace to pay fees.

SECTION 2. That in all cases of information for any crime or misdemeanor made before any magistrate in the county of Venango, the prosecutor or person making such information shall pay to said magistrate his legal fees and the legal fees of the officer who may execute the warrant; and the said magistrate, in making his return, shall receipt on the same for the said fees, which shall remain for the use of the prosecutor, subject to the final determination of the case; and no magistrate in said county shall be compelled to entertain any information or to issue any warrant till such fees are paid:

Persons making information before magistrates to pay fees.

Payment not to
be required of
poor persons.

Provided, If the person so making complaint do make affidavit that he or she is unable to pay said cost, by reason of his or her poverty, the justice shall make out a transcript or issue process the same as if the fees had been paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 379.

A Further Supplement

To an act, entitled "An Act providing for the construction of a side-walk on the north side of Main street, in the North district of Wilkesbarre township, in Luzerne county, between North street and Hollenback avenue," approved February tenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of the North district of Wilkesbarre township, Luzerne county, are hereby authorized and required to prepare the ground and construct a side-walk on the northerly side of the Parson's road, from the line of said borough of Wilkesbarre on Canal street, to the Coal brook, on said road; said side-walk to be constructed and paid for agreeably to all the provisions and requirements of the act to which this is a supplement, except that the width of said side-walk shall be six feet instead of eight; and that said walk shall be completed on or before September first, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 380.

An Act

To authorize the erection of a poor house in the townships of Auburn and Rush, in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to authorize the erection of a poor house in the borough of Montrose and the township of Bridgewater, in Susquehanna county, approved the fourth day of April, in the year of our Lord one thousand eight hundred and sixty-four, be and the same is hereby extended to the said townships of Rush and Auburn, in the said county.

Provisions of
certain act ex-
tended to.

SECTION 2. That Elijah L. Adams and C. E. Davis, of the township of Auburn, and Abisha Gray and William H. Sherwood, of the township of Rush, be and are hereby appointed commissioners, with all the powers conferred, and to discharge all the duties enjoined in the said act, until the elections for township officers in the year one thousand eight hundred and seventy-one.

Commissioners
appointed.

SECTION 3. That the said Elijah L. Adams, C. E. Davis, Abisha Gray and William H. Sherwood are hereby authorized and empowered to borrow money, in such sum or sums as may be necessary in carrying out the provisions of the act hereby extended, not exceeding the sum of twelve thousand dollars.

Powers and du-
ties.

Commissioners
authorized to
borrow money.

SECTION 4. That so much of the laws of this commonwealth relating to the poor as are hereby altered or supplied, or are inconsistent with this act, be and the same is hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 381.

An Act

To authorize the erection of a poor house in the township of New Milford, in the county of Susquehanna.

Provisions of
certain act ex-
tended to

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to authorize the erection of a poor house in the borough of Montrose and the township of Bridgewater, in the county of Susquehanna, approved the fourth day of April, in the year of our Lord one thousand eight hundred and sixty-four, be and the same is hereby extended to the said township of New Milford.

Commissioners
appointed.

Powers and du-
ties.

SECTION 2. That David Summers, Oliver Lathrop and Homer Quigley, of the said township of New Milford, be and are hereby appointed commissioners, with all the powers conferred, and to discharge all the duties enjoined in the said act, until the election for township officers in the year of our Lord one thousand eight hundred and seventy-one.

Commissioners
authorized to
borrow money.

SECTION 3. That the said David Summers, Oliver Lathrop and Homer Quigley are hereby authorized and empowered to borrow money, in such sum or sums as may be necessary to carry out the provisions of the act hereby extended, not exceeding the sum of ten thousand dollars.

Repeal.

SECTION 4. That so much of the laws of this commonwealth relating to the poor as are hereby altered or supplied, or are inconsistent with this act, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 382.

An Act

In relation to the collection of state and county taxes in the township of Ontelawnee, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the date of the passage of this act the collection of state and county taxes in the township of Ontelawnee, in Berks county, shall be given to the lowest bidder for the same, proposals to be presented to the commissioners of said county, at least three weeks prior to the giving out of said collection of taxes; and the difference between the compensation now allowed by law for the collection of said taxes and lowest bid made accepted, under the provisions of this act, shall be paid by the said commissioners into the common school fund, for the purpose of education in said township: *Provided,* That the said collector shall give good and sufficient security to said commissioners for the true performance of his duty in the collection of said taxes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 383.

An Act

To incorporate the Hanover Gas Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. W. Eichelberger, Joseph Dellone, Henry Wirt, L. F. Melshermer, William Young, Samuel Shirk, George W. Welsh, William H. Bange, George N. Forney, George Thomas, Josiah W. Sleeder, William Grumvine, Daniel Q. Albright, Stephen Keefe, John R. Stine, and their associates and successors,

Title.	be and the same are hereby made and constituted a body politic and corporate, by the name, style and title of the Hanover Gas Company, and by said name they and their successors shall and may have perpetual succession, and shall be in law capable of suing and being sued, pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of said corporation as hereinafter declared; and they and their successors may have a common seal, and may change and alter the same, and shall have power to lease or purchase in fee simple, or otherwise, such real estate as may be necessary for carrying on the business of said corporation, and in their corporate name to make and execute obligations for the liabilities created in the transaction of said business of the corporation, and for none other.
Powers and privileges.	
Authority to supply gas.	SECTION 2. That the said corporation shall have authority to supply with gas-light the borough of Hanover, and its vicinity, in the county of York, and such persons, partnerships and corporations residing therein as may desire the same, at such price as may be agreed on; and also to make and erect within said borough the necessary buildings, machinery and apparatus for manufacturing and distributing the same, with the right to enter upon any public street, lane, alley or highway for the purpose of laying down pipes, altering, inspecting and repairing the same, doing as little damage to the said streets, lanes, alleys or highways, and impairing the free use thereof as little as possible.
Buildings, &c.	
Right to enter upon streets, &c.	
Capital stock.	SECTION 3. That the capital stock of said corporation shall be twenty thousand dollars, to be divided into shares of twenty dollars each, and may be increased not to exceed fifty thousand dollars, as the directors thereof shall deem necessary; for all which stock certificates shall be issued, signed by the president and countersigned by the secretary, and sealed with the common seal of said corporation, which certificate shall be transferable at pleasure, by the owner thereof or by attorney duly authorized for that purpose, in the presence of the president or secretary, in a book to be kept for that purpose.
Certificates.	
Organization.	SECTION 4. That the said named persons, or a majority of them, shall, as soon as one hundred shares of stock are subscribed, give at least two weeks' notice in two newspapers published in said borough, of the time and place by them appointed for the subscribers to meet in order to organize the said company, and to choose, by a majority of votes of the said subscribers, by ballot, to be given in person or by proxy duly authorized, one president and six managers, to serve until their successors shall be duly elected, which shall be annually on the first Monday in May thereafter; and said managers shall have power to appoint a treasurer and secretary, to serve during the same time; and the manner of conducting said election shall be prescribed in the by-laws of said corporation; and at all such elections the stockholders shall be entitled to one vote for each share of stock not exceeding ten shares, and one vote for every ten shares exceeding that number <i>bona fide</i> held by him, her or them, either as trustees, ex-
Election.	
Votes.	

ecutors or administrators at the time of holding such election :
Provided, That in case of vacancy occurring by death or otherwise in the board of managers, the same may be supplied by an election held by the residue of the board, until the next annual election. Vacancies.

SECTION 5. That the board of managers of this corporation shall have power to make by-laws for their own regulation, not inconsistent with the laws of this commonwealth, and shall keep minutes of their proceedings, which shall at all proper times be open to the inspection of the stockholders, and all such acts and things for the proper regulation and government of the corporation as they may deem necessary ; they shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them to be advisable, and at such times as the by-laws may fix, which shall be paid to the stockholders, on demand, ten days after the same shall have been declared. By-laws.
Minutes of proceedings.
Dividends.

SECTION 6. That the provisions of the act of assembly, entitled "An Act to provide for the incorporation of gas and water companies," approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, except in so far as they are supplied by or are inconsistent with this act, are hereby made applicable to the Hanover Gas Company, to be incorporated under this act ; and the said company shall be clothed with all the immunities contained in said act. Certain provisions made applicable to.

SECTION 7. That the stock of said company shall not be subject to taxation for any other than state purposes. Stock not subject to taxation.

BUTLER B. STRANG,
 Speaker of the House of Representatives.

CHARLES H. STINSON,
 Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 384.

An Act

To regulate appeals from judgments of justices of the peace in the county of Venango, and to give them power to impose payment of costs in certain criminal cases.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to regulate

appeals from judgments of justices of the peace in the county of Cameron, and to give them power to impose payment of costs in certain criminal cases," approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-eight, be and the same are hereby extended to the county of Venango.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 385.

An Act

Authorizing the trustees of the Methodist Episcopal church of Sunbury to borrow money and issue bonds, and execute a mortgage as security therefor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William W. Evans, Eli Diemer, John W. Frilling, John Farnsworth, George Bucher, George Follmer and Sebastian Haupt, trustees of the Methodist Episcopal church at Sunbury, Pennsylvania, or their successors in office, shall be and they are hereby authorized to execute a mortgage to John Haas, of Sunbury, coal merchant, or such other person as may be selected by them, on a lot of ground in the borough of Sunbury, on the south-east corner of Arch and Second streets, said lot being front on Arch street and one hundred and thirty feet on Second street, in the sum of twelve thousand dollars, to be paid within five years from the execution of the same, and to issue bonds to that amount in sums of not less than fifty dollars each; said mortgage and bonds to bear interest not less than seven per cent. per annum, payable semi-annually; and the said John Haas is hereby authorized to sell the said bonds, receiving therefor the amount of the bond or bonds sold and the interest, if any due thereon, and pay the amount so received to the said trustees, to be applied by them toward the completion of a church on said lot; and that the said trustees be required to secure for the period of five years an amount of insurance equal to the value of the said mortgage, and transfer the same to the said John Haas, as an additional security to the holders of the said bonds.

Trustees authorized to execute mortgage and issue bonds.

Sale of bonds authorized.

Trustees to secure insurance equal to value of mortgage.

SECTION 2. That the said bonds shall not be subject to tax- Bonds not sub-
 ation by any of the laws of the commonwealth of Pennsylv- ject to taxation.
 vania.

BUTLER B. STRANG,
 Speaker of the House of Representatives
 CHARLES H. STINSON,
 Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one
 thousand eight hundred and seventy.

JNO. W. GEARY.

No. 386.

An Act

To incorporate the General Council of the Miners' and Laborers' Be-
 nevolent Association of the State of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Represen-
 tatives of the Commonwealth of Pennsylvania in General Assem-
 bly met, and it is hereby enacted by the authority of the same,*
 That John Parker, James Kealey, T. M. Williams, John Siney, Corporators.
 John Walsh, Robert Humphries, John Gardner, Robert An-
 derson, John Brady, John Foley, John Evans, Mathew Kear-
 ney, Carl Mieman, Robert Morris, John Kemp, John T. Evans,
 their associates, successors and assigns, are hereby created a
 body politic and corporate in law, under the name, style and
 title of the General Council of the Miners' and Laborers' Be- Title.
 nevolent Association of the State of Pennsylvania, and by
 that name shall have a corporate seal, perpetual succession,
 and be able to sue and be sued, implead and be impleaded in Powers and
 all courts of record and elsewhere, to purchase, receive, have, privileges.
 hold and enjoy, to them and to their successors, all manner of
 lands, tenements, rents, annuities, franchises and heredita-
 ments, and any sum or sums of money, and any portion or
 manner of goods and chattels, given or bequeathed to them,
 to be employed and disposed of for the purposes of said cor-
 poration.

SECTION 2. The objects of this association shall be to raise Objects.
 funds from its members for the assistance of each other when
 unable from natural or other causes to assist themselves; to
 care for and furnish with the necessities of life the destitute
 widows and orphans of former members of the association;
 to assist the unwary and dissipated in their attempts at re-
 form, by throwing around them the influence of moral associa-
 tion; to protect the interests of the miners and laborers con-
 nected with the coal mines of this commonwealth.

By-laws, &c.

SECTION 3. The association shall have power to make such laws, rules and regulations necessary, convenient or proper for conducting or governing its affairs, for the carrying out of the objects as before stated, not inconsistent with this act or the laws of this commonwealth.

Branches.

SECTION 4. This association shall have power to organize branch associations in any sections of this commonwealth, under such regulations as may be prescribed by the laws of this association, not to conflict with the spirit and intent of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 387.

An Act

To extend the limits of the borough of Manorville, in the county of Armstrong.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lines of the borough of Manorville, in the county of Armstrong, be and the same are hereby extended so as to embrace the territory included within the following limits, to wit: Beginning on the Allegheny river at low water two perches west of a red oak on the bank; thence by the present borough line south sixty-eight degrees east twenty-eight perches to the Allegheny Valley railroad; thence north seventeen degrees east five and eight-tenth perches; thence south sixty-eight degrees east twenty perches to a post; thence north fourteen degrees east sixty-five perches to a post; thence north sixty-eight degrees west one perch; thence north fourteen degrees east fifty-six perches to a post; thence north ten degrees east twenty-seven perches to a post; thence north seventy-seven degrees east six and five-tenth perches to the A. V. R. R.; thence north seventeen degrees east thirty-six and five-tenth perches; thence south sixty-one degrees east four perches; thence north seventy-five degrees east three perches to a black jack; thence south sixty-eight degrees east seven perches; thence north ten degrees east thirty-five perches to a chestnut; thence north sixty-eight

degrees west thirteen perches to the Allegheny river at low water, being the upper limit of the present borough; thence up said river north seventeen and one-half degrees east seventy-six perches to Wm. M'Kelvy's corner; thence along the said M'Kelvy line south seventy and one-half east one hundred and forty-two perches to a post witnessed by an ash grub; thence through lands of Robert Speer and Chambers Orr, and between lands of Shoop, Reichert and Meal, south sixteen and one-half degrees west three hundred and ninety-six perches to a post; thence by land of D. Spence, north seventy-eight degrees west fifty-three and four-tenth perches to a white oak; thence by lands of Bailey's heirs, north thirty-nine degrees west forty-four perches to a stone; thence between land of M'Kain and Bailey's heirs, south seventy degrees west twenty-six perches; north sixty-eight degrees west nineteen perches; north twenty-five degrees west nineteen and five-tenth perches; north nine degrees west sixteen perches to a post; thence north sixty-five degrees west thirty-two perches to the Allegheny river; thence up said river north twenty-seven degrees west forty-nine perches, and north twenty-two degrees west forty-six perches to the place of beginning; and the persons now residing, or who may hereafter reside, on any lands included within said boundaries, shall enjoy all the privileges and be subject to all the laws, regulations and restrictions, and immunities to the said borough of Manorville relating or belonging.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 388.

An Act

To incorporate the Emaus Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Isaac Egner, E. F. Steckel, M. D., Charles Seider, Edward Knees, Reuben Romig, John Weaver, George Neymoyer, George H. Gerr, David Kline, Gideon Ritter, John Weber, John K. Lorentz, Tilghman Reinsmith, Edwin Neimoyer, Peter Egner, Charles Kemerer, Nathan Schmoyer, Jesse Zell-

Corporators.

Title.	ner, Henry Reinsmith, Simon Kline, Moses Weiland and George J. Henninger, and all such other persons and parties, companies or firms, as shall become stockholders in the company hereby incorporated, shall be and they are hereby constituted a body politic and corporate, by the name and title of the Emaus Iron Company, to be located at or in the vicinity of the borough of Emaus, Lehigh county, Pennsylvania, and by the said name, style and title shall have all the
Powers and privileges.	powers, immunities and privileges of a corporation and body politic in law, for the purpose and business of mining, manufacturing, buying and selling iron, steel, coal and other metals or minerals and all manufactures thereof, and for the purpose aforesaid shall have power to hold in fee simple, or for any less estate, lands in this commonwealth, not exceeding five thousand acres.
Subscriptions to capital stock.	SECTION 2. That any six of the corporators herein named may proceed to open books for subscription to the capital stock of the said company, at Emaus or elsewhere; and when one thousand shares of stock are subscribed for, and ten per centum fully paid thereon in money, the corporators named in this act, or any six of them, shall call a meeting of the stockholders for holding the first election for officers of the said company, and when said election is made this act shall take effect; each share of stock shall entitle the holder thereof to one vote, and stockholders may vote in person or by proxy.
First election for officers.	SECTION 3. That the capital stock of said Emaus Iron Company, which shall be assignable only on the books of the company, shall be five hundred thousand dollars, to be divided into shares of one hundred dollars each, with the right and power in the said company to increase its capital stock from time to time, as it may elect, to any sum not exceeding one million of dollars.
Votes.	SECTION 4. That the affairs of said company shall be managed by a president, a vice president and five directors, to be elected annually after the first election, by the stockholders, out of their number, and shall hold their offices for one year, and until their successors are elected; but any failure or omission to elect such directors annually shall in no wise impair or affect meanwhile the rights and powers of those holding over, or the rights and interests of the said company in any way; such board of directors shall elect a treasurer and secretary for the said company, and such other officers and agents as they may deem necessary to manage the affairs of the company, and shall fill all vacancies occurring in their own body until the next succeeding election by stockholders; and a majority of said board shall constitute a quorum for the transaction of business; they shall have power to make by-laws for the regulation of the affairs of the company, subject to the revision, approval or rejection of the stockholders, and not inconsistent with the laws of this commonwealth or of the United States, or the provisions of this charter.
Capital stock.	SECTION 5. That the said company shall have power to construct lateral railroads, not exceeding fifteen miles in length, and to cross at grade, or connect with any other railroad now built or which shall hereafter be built, with all powers and pri-
Management.	Election of directors.
Officers and agents.	Vacancies.
Quorum.	By-laws.
May construct lateral railroads, &c.	

vileges, and subject to all restrictions, terms and conditions authorized and empowered by an act regulating railroad companies, passed nineteenth February, one thousand eight hundred and forty-nine, and the several supplements thereto.

SECTION 6. That said company shall pay into the treasury of the state such bonus and taxes as are now or may hereafter be required by law. Bonus and taxes

SECTION 7. That the said company may borrow money and create indebtedness in such way and manner as the board of directors may deem necessary for the prosecution and management of the business of the same, and issue securities of the said company therefor in such manner and form, and payable in such places, as they may deem proper, at a rate of interest not exceeding seven and three-tenths per centum per annum, and dispose of such securities in such manner and at such places as said board may direct. May borrow and create indebtedness.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 389.

An Act

To extend the charter of the Carlisle Deposit Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Carlisle Deposit Bank be and the same is hereby extended and continued for the term of fifteen years from the expiration of its present charter, as extended by act of the fourth day of February, Anno Domini one thousand eight hundred and fifty-three, subject to all the restrictions, supplements and provisions, and with all the immunities and privileges annexed to its original charter, passed the thirteenth day of April, one thousand eight hundred and forty-six.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 390.

An Act

To authorize Jacob H. Wright, one of the justices of the peace of Saint Clair township, Bedford county, to retain his docket and give transcripts therefrom.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for Jacob H. Wright, one of the justices of the peace in and for the township of Saint Clair, Bedford county, to retain his docket and official papers: *Provided,* He shall not remove the same beyond the bounds of the said county, and shall, on demand, deliver transcripts therefrom, and shall, in giving such transcripts, be subject to all laws relating to justices of the peace in this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 391.

An Act

To revive certain warrants issued for the collection of bounty taxes in Halifax township, Dauphin county.

WHEREAS, By reason of the pendency of litigation in the court of common pleas of Dauphin county, relative to the collection of bounty taxes in Halifax township, in said county, certain warrants heretofore issued by the board of school directors of said township, for the collection of said taxes, have expired and a considerable amount of said taxes is still unpaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the warrants heretofore issued by the board of school directors of Halifax township, in the county of Dauphin, to

Christian Lyter, esquire, for the collection of bounty taxes, bearing date, respectively, September second (2d,) Anno Domini one thousand eight hundred and sixty-six, and October sixteenth (16th,) Anno Domini one thousand eight hundred and sixty-seven, be and the same are hereby revived and continued in full force for the term of two years from the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 392.

An Act

Relative to wooden buildings on State street, borough of Sharon, county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the burgess and town council of the borough of Sharon, county of Mercer, are hereby authorized and empowered to prevent the further erection or placing of wooden buildings on State street, in said borough.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 393.

An Act

Extending the provisions of an act, entitled "An Act relating to roads in Worth township, Butler county," to Conoquenessing and Brady townships, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to roads in Worth township, Butler county," approved March sixteenth, one thousand eight hundred and sixty-six, be and the same are hereby extended to Conoquenessing and Brady townships, Butler county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 394.

An Act

Relating to the election of road supervisors in Kiskiminetas township, Armstrong county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the number of road supervisors in the said township of Kiskiminetas be reduced to two, and that the salaries of the same be fixed at one dollar and fifty cents per day for each day actually engaged: *Provided,* That the present road supervisors of said township be paid for the balance of their term under existing laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 395.

An Act

To incorporate the Chester County Mutual Life Insurance Company—

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That James B. Everhart, Frank C. Hooton, J. Lewellyn Meredith, James C. Roberts, T. Darlington Meredith, Philip Price, Archimides Robb, Joseph B. Dillingham, Joseph G. King, William R. Ash, Joshua Pugh and Evans Rogers, and all other persons who may hereafter associate themselves with them in the manner hereinafter prescribed, shall and they are hereby constituted and declared to be a body corporate and politic, by the name, style and title of the Chester County Mutual Life Insurance Company, and by the same name to be able to sue and be sued, in all courts of record of Pennsylvania or elsewhere, and also to make and have one common seal, and alter and renew the same at pleasure, and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said association, not being contrary to this charter, the constitution of the United States or of this commonwealth, and generally to do and transact all such matters and things as shall to them belong or lawfully appertain for the well being of said corporation and the due management of the affairs thereof.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the object and business of this corporation shall be and is hereby declared to be to insure the lives of its members, for such a term or terms, and for such premiums or considerations, and under such modifications and restrictions as may be agreed on between said corporation and the persons agreeing with them for said insurance.

Object and business.

SECTION 3. That the affairs of this corporation shall be carried on and conducted in the borough of West Chester, in the county of Chester, at such place as a majority of the directors shall designate; and the board of directors shall consist of twelve members, who shall be elected yearly, at such time and place, in the borough of West Chester aforesaid, and in such manner as the directors may direct in their by-laws; and the board shall select from their number one person for president and one person for vice president, and shall also appoint one person for secretary and one person for treasurer, who may or may not be members of the board, as they may deem expedient; and one person may be both secretary and treasurer, as the board may deem expedient; they shall also appoint such other officers and agents as shall be expedient to carry out the object of the corporation; the duties of these officers shall be particularly set forth in the by-laws of the said corporation.

Affairs, where to be carried on.

Directors, number of, &c.

President, secretary, &c.

SECTION 4. This company shall also have the right to make

Right to make insurance.

any insurance, for any time and to any amount that may be agreed upon between the board of said company and any Masonic, Odd Fellows' and Good Templar's lodge; such lodges making with said directors satisfactory arrangements with reference to the payment of rates of assessment as may be from time to time required to pay losses and other expenses, in proportion to the amount of premium paid.

Directors, how chosen.

SECTION 5. That the directors shall be chosen by ballot; that every policy of insurance shall entitle the holder to one vote, in person or by proxy; the persons named in the first section of this act shall constitute the first board of directors, who shall hold their offices until others are elected; vacancies shall be filled by the remaining board.

Votes.

First board of directors.

Vacancies.

Membership.

SECTION 6. That every policy holder shall be a member of this corporation, and shall participate in the profits of the corporation, and be bound to pay such assessments as may be required from time to time to pay losses and expenses, in proportion to the amount for which they are insured; which assessments may be recovered in the same manner as debts of like amount are recoverable by law, or the company may apply the whole or any portion of the amount for which said person was insured, as may be necessary, in the payment of said assessment or assessments: *And provided further*, That said directors may, instead of dividing the profits with the members of the company, establish a sinking fund, into which such profits may be paid, to be expended in paying premiums, expenses and such other indebtedness as may be occasioned.

Assessments, how recoverable

Sinking fund.

Real estate.

SECTION 7. That the board may have a right to purchase, receive, have, hold and enjoy, to them and their successors, such real estate as may be required by said company to carry out the objects of the said corporation, and to receive and invest all moneys of said corporation, in bonds, mortgages or other security, as the said corporators or their successors may deem proper for the benefit of the association, and to sell, mortgage and re-invest the same as they may deem expedient.

Investment of moneys.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 396.

An Act

Authorizing the township of Valley, Chester county, to levy additional road tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors of the township of Valley, Chester county, be and they are hereby authorized to increase the rate of taxation for the maintenance of the public roads or highways in said township, to a rate not exceeding one and one-half per centum per annum on the assessed value of taxable property in the said township, to be assessed and collected as road taxes are by law recoverable.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 397.

An Act

Relative to the Bloomsburg Iron Company.

WHEREAS, The Bloomsburg Iron Company have almost exhausted the iron ore upon their lands in Northumberland, Columbia and Montour counties; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Bloomsburg Iron Company shall be able and capable in law to take, receive and hold lands in fee simple, in such counties as they may see fit: *Provided,* That the amount of land owned by said company shall not, at any time, in the aggregate exceed five thousand acres; and the said company shall be authorized to lease ore lands, and to contract for ore privileges, in such manner as they may deem necessary for the prosecution of their business. May hold additional lands.
May lease ore lands.

May subscribe
to capital stock
of Sunbury and
Lewistown
Railroad Com-
pany.

Charter ex-
tended.

SECTION 2. That the Bloomsburg Iron Company be authorized to subscribe to the capital stock and bonds of the Sunbury and Lewistown Railroad Company, on such terms and conditions as may be agreed on by the said companies, and to an amount not exceeding one hundred thousand dollars.

SECTION 3. That the charter of the Bloomsburg Iron Company be and the same hereby is extended for the term of twenty years from and after the expiration of its present charter.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 398.

An Act

Authorizing the school directors of Youghiogheny independent school district in Sewickley township, Westmoreland county, to levy and collect a per capita tax for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Youghiogheny independent school district, in Sewickley township, Westmoreland county, Pennsylvania, are hereby empowered to levy a poll tax of three dollars on each male taxable over the age of twenty-one years, annually hereafter, for school purposes.

Authorized to
levy poll tax.

To make dupli-
cate and furnish
list of taxables
to employers
working coal
mines.

Duty of employ-
ers.

SECTION 2. The directors shall immediately after the first day of June in each year make out a duplicate, and furnish each employer working coal mines in said district, a list of all the taxables liable to said tax in his employ; and said employer is hereby required to collect fifty cents per month from each of said employees for the first six months of the school year, commencing in June, and pay the same to the treasurer of said board, for which he shall receive three per centum on all money thus collected and paid to the said treasurer; and in default of the collection thereof, or of payment to the treasurer, he shall be liable to an action for the recovery of the same, in the same manner as actions of debt are now recovered by law.

SECTION 3. That all laws inconsistent with this act are Repealed hereby repealed, so far as the same relates to said school district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 399.

A Supplement

To an act for the relief of Abigail Hartford, approved March seventeenth, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sum authorized to be paid to Abigail Hartford by the administrator of the estate of her late husband, Thomas Hartford, deceased, under the provisions of the act to which this is a supplement, is hereby increased to the sum of one thousand dollars, beginning with the year one thousand eight hundred and seventy: *Provided however,* That the consent of the orphan asylum of Pittsburg and Allegheny must be first obtained before said administrator pays the sum hereby authorized.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 400.

An Act

Increasing the fees of witnesses subpoenaed before justices of the peace and aldermen in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act the compensation for witnesses subpoenaed before justices of the peace and aldermen in the county of Delaware, shall be fifty cents per diem.

SECTION 2. That all laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 401.

An Act

To take the estate of John C. Fisher, deceased, out of the operation of the statutes relating to escheats, and to give it to his wife's children.

WHEREAS, Margaret Fisher, the deceased wife of John C. Fisher, late of Harrisburg, who died intestate, was at the time of her death possessed, in her own right in fee of a certain messuage and lot of ground on North street, Harrisburg, her surviving husband, the said John, being tenant by the courtesy, and Adaline Hutman and Ann Amelia Denger, her only surviving children, being tenants in fee:

And whereas, The said Adaline and Ann Amelia joined in a deed to the said John, which they alleged was to enable the said John to sell and re-invest for his and their use; but the said John died intestate, without selling:

And whereas, Afterwards the said Adaline and Amelia filed a bill in equity in the court of common pleas of Dauphin county, to have their deed to said John cancelled; but the

court refused to set aside said deed because the contract was consummated; but the court, in a written opinion, said: "There can be but little doubt that had the whole facts been laid before the legislature the rights of the state would have been transferred to the complainants, after paying the debts of the decedent;" therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after paying the debts of John C. Fisher, deceased, and the costs, fees and expenses touching the administration of said estate, and the costs, fees and expenses of the proceedings in the equity case, number one hundred and ten, January term, one thousand eight hundred sixty-nine, in Dauphin common pleas, and the costs, fees and expenses of the proceedings in escheat of said estate, and the costs, fees and expenses of the deputy escheator, and the percentage allowed the informant under the act of assembly in such cases made and provided, then the rents and balance of the estate of said John C. Fisher, deceased, shall be paid over to Adaline Hutman and Ann Amelia Denger, children of Margaret, wife of said John C. Fisher, deceased, in equal proportions, or to their heirs and legal representatives, any provisions in the several statutes relating to escheats to the contrary notwithstanding.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eleventh day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY,

No. 402.

An Act

Creating the borough of South Chester, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the district of Lamokin, in the county of Delaware, Borough created together with two certain tracts or pieces of land, each containing about twenty acres, lying adjacent to the said district and now or formerly owned respectively by Stephen C. Hall and the heirs of Sidney F. Baker, deceased, be and the same is hereby constituted a borough, under and subject to the general borough laws of this commonwealth, except as hereby

Name.

changed, with the name, style and title of the borough of South Chester, in the county of Delaware.

Election for borough officers.

SECTION 2. That the first election for borough officers shall be called by the supervisors of the said district within sixty days after the passage of this act, and shall be conducted according to existing laws; that the said supervisors shall give at least ten days' notice of said election by handbills posted in at least ten public places in the said district, and that Christopher Blakely shall act as judge and Thomas J. Leiper and James Kirkman as inspectors at the said first election; and in case of the neglect, inability or refusal of any of them to serve, the place of such shall be filled by the citizens assembled at the opening of the polls; that all subsequent elections shall be held on the second Tuesday in October in each year.

Powers of council.

SECTION 3. That the council of the said borough, in addition to the powers conferred by the said general borough laws, shall have power either to pave the roadway or curb and pave the side-walks of the streets therein, or any portion of said streets, not less than two hundred and eighty feet in length, or to make the necessary sewers, or to pave, curb and pave, and make sewers, and to borrow money to pay for the same, at any rate of interest not exceeding eight per centum per annum, and to levy a special tax to pay the loan so created, for ten successive years, of one-tenth of the cost of the work without interest upon the lands fronting upon the streets so paved, or in which such sewers are laid, and to collect the same as other taxes are collected: *Provided*, That such special tax for any or either of the said purposes shall be levied upon the said lands, in proportion to their extent of front upon such streets: *And provided further*, That no such special tax shall be levied unless the work shall have been done upon the written application of two-thirds of the owners of the lands fronting on such streets or portions aforesaid of such streets, or the owners of two-thirds in extent of front of such lands.

A separate school and election district.
Place of holding elections.

SECTION 4. That the said borough constitute a separate school and election district; and that the place for holding the first and all subsequent elections shall be at the brick public school house in the said district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 403.

An Act

Relative to the time of holding the May term of the courts in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the May term of the courts of Lawrence county shall hereafter commence on the first Monday of May, instead of the second Monday as heretofore.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 404.

A Supplement

To an act to incorporate the Charter House Association, approved the third day of April, Anno Domini one thousand eight hundred and fifty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Charter House Association of Media, Delaware county, be and it is hereby authorized and empowered to borrow money, not exceeding twenty thousand dollars, at a rate of interest not exceeding eight per centum per annum, and to secure the same by mortgage upon its real estate.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 405.

A Supplement

To an act, entitled "An Act to incorporate the Marsh Creek Improvement Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the word "six," in the third section of an act, entitled "An Act to incorporate the Marsh Creek Improvement Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be stricken out, and the word "ten" substituted therefor, which will then read, "ten thousand dollars," instead of "six thousand dollars;" and the word "January," in the same section, stricken out, and the word "June" substituted therefor, which will then read, "on the first Monday in June next."

BUTLER B. STRANG,

Speaker of the House of Representatives

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 406.

An Act

To temporarily vacate parts of streets in the city of Erie and county of Erie.

WHEREAS, Divers houses in the city of Erie, by reason of incorrect surveys of the lines of the streets at the time, have been so constructed and located as to occupy fractional parts of their respective streets, as the same has been ascertained by corrected surveys afterwards made; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the several streets of the aforesaid city of Erie as are in manner aforesaid occupied by houses, not exceeding in any case two feet from their respective street are

hereby declared vacated and laid aside until such time as the houses aforesaid are destroyed or taken down, at which time the aforesaid vacation of that portion of the respective street shall cease and determine forever.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 407.

An Act

For the better protection of game and insectivorous birds within the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act no person or persons shall shoot, kill, take, trap, or aid in so doing, within the county of Berks, any partridge or rabbit, between the first day of January and the twentieth day of October, or any pheasant, plover, lark, dove, flicker, woodpecker or starling, between the first day of January and first day of September, or any woodcock or squirrel, between the first day of January and the fourth day of July in each and every year: *Provided,* That for the present, and until the twentieth day of October, one thousand eight hundred and seventy-three, it shall not be lawful to shoot, kill, take, trap, or aid in so doing, any partridge or partridges, at any season of the year; but this section shall not be construed to prevent individuals or associations from gathering them alive, by nets or traps, for the sole purpose of preserving them over winter.

Killing game out of season, prohibited.

Taking partridges prior to 20th October, 1873, prohibited.

SECTION 2. No person shall shoot, kill, take or have in his or her possession, any robin, thrush, night-hawk, martin, swallow, blue-bird or other insectivorous bird, at any time of the year; nor shall any person or persons wilfully rob or destroy the eggs or nests of any of the birds mentioned in this act, nor have in his or her possession, nor buy nor cause to be bought, nor carry out of said county for the purpose of supplying any person, or private or public market or house, any of the birds mentioned in the first section of this act, unless the same shall have been shot, killed or taken in proper season, as provided for by this act.

Destruction of insectivorous birds, prohibited.

Robbing nests, or buying or selling game killed out of season, prohibited.

Possession to be evidence of violation.

Penalty for offending against provisions of act.

How to be recoverable.

Complainant to be competent witness.

Proceedings upon complaint made.

Proviso.

Appropriation of penalty.

When suit to be brought.

Persons failing to pay judgment and costs, to be imprisoned.

SECTION 3. That the possession by any person out of the proper season of any of the birds or animals mentioned in this act, shall be *prima facie* evidence of a violation thereof.

SECTION 4. That any person or persons offending against any of the provisions of this act relating to the shooting, killing, taking, trapping, or aiding therein, of the birds and animals therein mentioned, shall forfeit and pay a penalty of ten dollars, and a like penalty of ten dollars for the violation of any of the other provisions of this act, to be recovered by action of debt before a justice of the peace or alderman, in the name of the commonwealth of Pennsylvania, for the use of the person or persons making the complaint: *Provided*, That the party making complaint shall be a competent witness on the trial; and in case the complainant shall make affidavit of the violation of any of the provisions of this act, by any person or persons, it shall be lawful for the magistrate before whom the affidavit may be made to issue a writ of *capias* against the party complained of, and the case shall then be tried and determined as soon as the party complained of shall have been brought before the said magistrate on said writ of *capias*: *And provided further*, That the proceedings to enforce the penalties provided for by this act shall be deemed sufficient in law, if it appear from the docket of the magistrate that the forms of law in an ordinary action of debt have been adhered to in rendering the judgment; nor shall any suit under this act be treated as a summary conviction.

SECTION 5. That one-half of the penalty recovered under this act shall go to the county of Berks, and the other half to the complainant: *Provided*, That no suit shall be brought under the provisions of this act, unless the same be commenced within six months from the commission of the offence.

SECTION 6. That if the person or persons against whom the judgment shall be recovered, as hereinbefore provided, shall fail or refuse to pay the amount of such judgment and costs, after execution issued, it shall be the duty of the magistrate to commit the offender to the jail of the said county for the space of ten days; and all acts inconsistent with this act, so far as relates to the county of Berks, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 408.

An Act

To authorize the burgess and town council of Apollo borough, Armstrong county, to levy a street tax, and compel property holders to set curb-stones and lay pavements in front of their property.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That after the passage of this act the burgess and town council of Apollo borough, Armstrong county, shall have power and authority, in addition to the powers granted to them in the act of assembly approved March fifteenth, Anno Domini one thousand eight hundred and forty-eight, that instead of five mills on the dollar on the valuation of taxable property, the burgess and town council aforesaid be authorized to levy a street tax not to exceed ten mills in any one year on the taxable property taken from assessment.

Authorized to
levy street tax.

SECTION 2. That from and after the passage of this act that every person not having side-walks paved with brick or stone, shall pave his or her or their side-walks, fronting on all streets and all unimproved lots or parts thereof, to be paved by its owners; in case they neglect or refuse to pave them, in that case the burgess and town council is hereby authorized and directed to make such pavement: *Provided*, That the burgess and town council may accept of a board or plank side-walk, when and where the owners are unable to pave with brick or stone: *And provided further*, The town council is hereby authorized to enter liens on the mechanics' lien docket, to secure the costs of any pavements made by the town council of Apollo borough, and collect the same by due process of law.

Property owners to pave side-walks.

Cases of neglect.

Proviso.

Proviso.

SECTION 3. *And provided further*, That all improvements, now made or hereafter to be made, shall be kept in good repair by its owners or their successors.

Improvements to be kept in good repair.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 409.

An Act

Relative to fishing in the streams, lakes, canals and reservoirs in the county of Crawford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act it shall not be lawful to fish with seines, nets or spears in French creek, or any streams, lakes, canals or reservoirs in Crawford county; and any person or persons offending against the provisions of this act shall pay for each offence the sum of fifty dollars, one-half to go to the informer and the other half to the school fund of the township or townships in which such offence is committed, and suit be brought before any justice of the peace of said county for the recovery of said penalty, in the same manner as is now provided by law for the bringing of suits before justices of the peace: *Provided,* That there shall be no stay of execution after judgment; and upon failure of any person against whom judgment shall be rendered for offending against the provisions of this act to pay said judgment forthwith, he shall be committed to the jail of said county for a period of not less than ten nor more than thirty days; and it shall be the duty of all constables in said county to make return of all persons violating this act; and if any person shall be found in the act of so offending by any of said constables, it shall be the duty of such constable to seize the nets, seines or spears used by the person offending, and arrest the person or persons using the same; and in case of the failure of such person or persons to pay the penalty as hereinbefore provided, sell the same at public sale, after giving at least five days' notice, by written or printed notices conspicuously posted, of the time and place of such sale: *Provided,* That such constable shall be entitled to one-half of the penalty as hereinbefore provided; and further, that he shall be entitled to such fees as are now allowed by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 410.

A Further Supplement

To an act to prohibit taking or killing pickerel in Lathrop's lake, in Dimock township, in Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all persons offending against the act approved March thirtieth, Anno Domini one thousand eight hundred and sixty-four, to which this is a supplement, so far as it relates to taking or killing pickerel in Lathrop's lake, in Dimock township, in Susquehanna county, shall, upon conviction, be confined in the jail of said county until the sentence is complied with.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 411.

An Act

To vacate Primrose alley, from Seventh street, one hundred and sixty feet parallel with North, in the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Primrose alley as was originally laid out by Jacob M. Haldeman, in the Eighth ward of the city of Harrisburg, running one hundred and sixty feet from Seventh street parallel with North street, be and the same is hereby vacated: *Provided,* That no damages assessed upon the same shall be paid.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 412.

An Act

Authorizing the school directors of Salisbury borough, Somerset county, to levy an additional tax for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful, and the school directors of the borough of Salisbury, in the county of Somerset, are hereby authorized and required to levy and collect annually a building tax, within said township, of twenty (20) mills on the dollar of the assessed valuation of said borough; said tax to be levied without any regard to the amount levied for school purposes, and to be collected as school taxes are now collected within said township or school district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 413.

A Supplement

For the relief of Elizabeth Houk, widow of John Houk, a soldier of the war of one thousand eight hundred and twelve.

WHEREAS, It appears by the proofs on file in the auditor general's office, made on the application of the said Elizabeth Houk, for the gratuity of forty dollars and annuity of forty dollars under the act of March twenty-fourth, one thousand eight hundred and sixty-eight, that her husband, John Houk, served in said war for the period of one month and seven days only; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That if the proofs on file, or which may hereafter be filed in pursuance of said application, shall in all other respects con-

form to the requirements of said act of March twenty-fourth, one thousand eight hundred and sixty-eight, the auditor general shall certify to the state treasurer that said Elizabeth Houk is entitled to the benefit of the provisions of said act of March twenty-fourth, one thousand eight hundred and sixty-eight: *Provided however*, That the gratuity which the state treasurer shall pay to her or to her order, in pursuance thereof, shall be twenty-five dollars and the annuity twenty-five dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 414.

A Supplement

To an act, entitled "An Act to incorporate the Ashland Gas and Water Company," approved the fourth day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in addition to the rights and powers now possessed by the said Ashland Gas and Water company, the stockholders of the said corporation shall annually, at such time and place as the by-laws may designate, elect nine directors to manage the affairs of the company, who shall serve for one year and until their successors are elected; and they, and each succeeding board of directors, may elect a president from among their number, and also appoint such other officers and agents as the interests of the said company may require; and in all elections each share of stock shall be entitled to one vote.

Election of directors.

Officers and agents.

Votes.

SECTION 2. That from and after the passage of this act the capital stock of said company shall be and the same is hereby increased to one hundred and fifty thousand dollars, divided into shares of fifty dollars each; and the said company may issue bonds to the amount of one hundred thousand dollars if necessary, bearing interest not exceeding eight per centum per annum, and secure the same by mortgage of their real estate, franchises and privileges: *Provided*, That this act shall in no way interfere with the action of said company prior to its passage.

Capital stock increased.

May issue bonds

Informalities,
&c., in respect to
organization.

SECTION 3. That any informalities, irregularities or defects, if any exist, in respect to the organization of said company, caused by omission or commission of the commissioners named in the original act of incorporation, or any of them, shall not in any way invalidate or affect the organization of said company or the acts of its officers, directors or agents; and that so much of the original act as may be supplied by this act, be and the same is hereby repealed.

Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 415.

An Act

To incorporate the Vulcan Fire Insurance Company, to be located in Newville, Cumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That M. Williams, H. Manning, William Knettle, H. Snyder, W. B. Brandon, James D. Rea, Edwin James and John S. Davidson, are hereby appointed commissioners who, or any five of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, by the name and title of the Vulcan Fire Insurance Company, to be located in Newville, Cumberland county, with a capital stock of fifty thousand dollars, divided into shares of fifty dollars each, with the right to increase said capital at any time to two hundred thousand dollars, and to be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to risks designated in the first class of the seventh section in said act, with the right to transact business upon the mutual and stock principle.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 416.

An Act

To repeal the Lenox road law in the township of Jessup, in Susquehanna county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the eighth section of the act approved the ninth day of April, one thousand eight hundred and forty-nine, extending to the townships of Brooklyn and Jessup, in the county of Susquehanna, the first, second, third, fourth, fifth, sixth, seventh and eighth sections of the act, entitled "An Act to alter the road laws in the township of Lenox, in the county of Susquehanna, and for other purposes," passed the third day of March, one thousand eight hundred and forty-seven, be and the same is hereby repealed so far as the same relates to the township of Jessup, in said county of Susquehanna.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 417.

An Act

To permit the construction of a switch to connect with the Lewisburg, Centre and Spruce Creek railroad, in the borough of Lewisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lewisburg, Centre and Spruce Creek Railroad Company be and they are hereby authorized to construct a switch from the saw-mills of Billmeyer, Nogle and Company, in the borough of Lewisburg, to connect with the Lewisburg, Centre and Spruce Creek railroad, on Saint John street, in said borough, at such point on said street as may be designated by said company.

Construction of
switch author-
ized.

Powers, privileges, &c.

SECTION 2. That the said Lewisburg, Centre and Spruce Creek Railroad Company in the construction of said switch shall have all the powers and privileges, and be liable to all the duties and obligations of the act of assembly approved February nineteenth, one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies."

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 418.

A Supplement

To an act, entitled "An Act for the further protection of the wholesale and retail merchants in the city and county of Lancaster," extending the same to the county of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, entitled "An Act for the further protection of the wholesale and retail merchants in the city and county of Lancaster," approved the second day of April, Anno Domini one thousand eight hundred and sixty, be extended to the borough and county of York.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 419.

An Act

To empower the Tyrone Gas and Water Company to borrow money and issue bonds, and convert the same into preferred stock of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Tyrone Gas and Water Company is hereby empowered to borrow money for the purpose of paying debts accrued in erecting said works and for extending the same, in any sum or sums not exceeding twenty thousand dollars, and at any rate of interest not exceeding eight per centum per annum, and to secure the same by the issue of bonds signed by the president of the board of directors of said company, and attested by the secretary, and sealed with their corporate seal, with the privilege of converting said bonds into preferred stock of the company, at the option of the person or persons loaning said money; the company to pay at the rate of eight per centum per annum on all the preferred stock so taken, until the dividends declared on the whole capital stock exceeds that rate of interest; after that the preferred stock to receive the same *pro rata* of dividends that will be declared on the whole capital stock of said company: *Provided*, That the said bonds shall not be for a less denomination than fifty dollars: *And provided further*, That said conversion into preferred stock shall not be made without the consent of three-fourths in value of the present stockholders, at a meeting called for that purpose.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 420.

An Act

To grade and pave certain streets in Linglestown, Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

To cause certain side-walks to be graded.

To pave and make gutters.

Width, &c., of pavements.

To open Mountain street certain feet in width.

Damages.

Grades to be regulated by commissioners.

Commissioners to be sworn.

Compensation.

To keep account of costs and expenditures.

Amounts to be collected off property holders.

To be a lien.

That G. W. Baker, Henry Smith, William Zimmerman, Christian Seibert and John Longenecker be and they are hereby appointed commissioners who, or a majority of them, are authorized and directed to grade, or cause to be graded, in a proper manner, the following side-walks, to wit: Commencing at an alley east of lot of William Cassel on Market street; thence on the north side of said street to an alley west of the Union Bethel; thence on the south side of said street from the small house of John Smith east to a public road and corner of lot of John and Jacob Focht; to pave and make gutters and regulate the same sufficient to drain off the water from said street; the width of the pavement on Market street to be ten feet, and along the public square twelve feet, all to be laid with brick or stone five feet from curb, so that there may at no place be less than five feet paved in width; said commissioners are to open in width Mountain street from Raspberry alley to the Willow Grove cemetery, thirty-eight feet in width, and assess and lay the damages, if any, which the land-owners along said street may sustain in opening said street to said width; said damages so assessed shall be paid as road damages are now paid according to act of assembly; the grade of the side-walks, gutters, sewers, crossings and all other matters connected therewith to be regulated by a majority of said commissioners.

SECTION 2. That the commissioners appointed by this act, before entering upon their duties hereby assigned them, shall be sworn or affirmed before some judge or justice of the peace to perform their duties as aforesaid with impartiality and fidelity, and according to the best of their skill and judgment, and shall perform the duties assigned them for a reasonable compensation.

SECTION 3. That the said commissioners shall keep an exact account of their costs and expenditures in the making of the said work on the property located on and along the above described side-walks, as the same shall then be assessed for state and county purposes, which said amounts so assessed shall be collected off the property holders in the same way as county rates and levies are now collected; and the said amounts so assessed shall be a lien on the several properties until paid, upon having a transcript of the said assessment, certified by a majority of said commissioners, entered in the court of common pleas of Dauphin county, in the same manner as mechanics' liens are now entered, within six months after the whole of said work shall have been completed.

SECTION 4. That after the work aforesaid shall have been finished, it shall be the duty of each property holder to keep the pavements and gutters in front of their respective properties in good repair, free and unobstructed, except so far as may be necessary in the erection of buildings or otherwise: *Provided*, That in grading said side-walks a passage must be kept open for public use: *And provided further*, That when the proper grade is made by the commissioners, they shall give notice thereof to the property holders, whose duty it shall be to lay their pavements with brick or stone according to grade, so far as their respective properties extend, under the directions of said commissioners; but if they neglect or refuse to do so for the term of two years, then the said commissioners shall have the same done and charge the costs thereof to the parties delinquent, in the same way as above stated.

Duty of property holders when work is finished

Duty when notified that grade is made.

Neglect.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 421.

An Act

To repeal an act, entitled "An Act to increase the pay of the assessors and supervisors of Armstrong, York and Westmoreland counties," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the act, entitled "An Act to increase the pay of assessors and supervisors of Armstrong, York and Westmoreland counties," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby repealed, so far as the same applies to York county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 422.

An Act

To extend the provisions of an act, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, so far as relates to certain counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, to the counties of Carbon and Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, so far as relates to certain counties," be and the same is hereby extended to the counties of Carbon and Monroe: *Provided,* That nothing in this act shall render property liable to liens for repairs, alterations or additions, where the same has been altered by any lessee or tenant without the written consent of the owner or owners, or reputed owner or owners, or his or her duly authorized agent.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 423.

A Supplement

To an act for the protection and preservation of fish within the county of Berks, approved the second day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Manatawny creek and its tributaries, within the county of Berks, be included among the waters and streams named in the first section of the act to which this is a supple-

Manatawny
creek to be in-
cluded among
streams men-
tioned in former
act.

ment, and be subject to all the provisions of said act as fully as the other waters and streams therein mentioned.

SECTION 2. That it shall not be lawful for any person or persons to catch or take fish in any of the waters or streams mentioned in the first section of said act, including the Manatawny creek and its tributaries, in any way whatever, during the spawning season, viz: From the twentieth day of June to the twentieth day of July, in each and every year; and any person or persons offending against the provisions of this section shall be subject to the penalty imposed by the said act: *Provided*, That this section shall not apply to the catching of trout in streams known as trout streams.

Catching fish during spawning season, prohibited.

Penalty.

Proviso.

SECTION 3. That the second section of said act be hereby re-enacted; and that all acts inconsistent therewith, so far as relates to the county of Berks, be and are hereby repealed.

Second section re-enacted.

SECTION 4. That the possession by any person or persons of any fish or fishes out of the season provided for their catching, shall be considered *prima facie* evidence of a violation of this supplement and of the act to which it is a supplement.

Possession of fish out of season to be evidence of violation.

SECTION 5. That in case the party entering complaint of the violation of any of the provisions of said act and supplement, by any person or persons, shall make affidavit thereof, it shall be lawful for the magistrate before whom such complaint shall be made to issue a *capias* against the party complained of; and the case shall then be tried and determined as provided for by the said act, as soon as the party complained of shall have been brought before the said magistrate on said writ of *capias*.

Proceedings upon complaint made.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 424.

An Act

To prevent cattle, horses, mules, sheep and swine from running at large in Middlesex, Butler and Mercer townships, and Harrisville borough, Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*

That from and after the first day of April next, all cattle, horses, mules, sheep and swine found running at large in the townships of Middlesex, Butler and Mercer, and borough of Harrisville, in the county of Butler, shall be considered as estrays; and it shall be the duty of the constables of said townships and borough respectively to take up such cattle, horses, mules, sheep and swine found by them running at large in said townships and borough, or upon information given to them by any citizen thereof, and to keep and dispose of such estrays as is now provided by the existing general laws of this commonwealth relating to estrays: *Provided*, That this act shall not apply to any animals that may have escaped from their proper owners or enclosures.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 425.

A Further Supplement

To the act, entitled "An Act amending the charter of the municipal corporation of the city of Lancaster, and dividing the same into nine wards," approved the fifth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the term of the mayor of the city of Lancaster shall be two years, and until his successor shall be duly elected and installed; and the present mayor shall hold his office for two years from the date of his installation, and until his successor shall be duly elected and installed.

Term of mayor.

When councils
to meet for or-
ganization.

To elect officers
and install
mayor.

Powers of po-
licemen.

SECTION 2. That on the second Wednesday after their election the councils of the city of Lancaster shall meet for organization, between two and four o'clock P. M., and on that day shall elect all such officers as by the laws of this commonwealth or the ordinances of said city are to be chosen by councils, and install into his office the person elected mayor, in the years in which there shall be an election for mayor.

SECTION 3. That the policemen of the city of Lancaster shall at all times have the same power, in all criminal matters, in making arrests, serving warrants, subpoenas and com-

mitments, as constables now have or may hereafter have; and shall receive for their services the same fees as are allowed to the constables of the city of Lancaster. Fees.

SECTION 4. That all the acts of the alderman elected for the First ward of said city, at the general election in October last, and who now resides in the Second ward, shall be as valid, in all respects, as though he had resided in the First ward at the time of his election: *Provided however*, That should the alderman of the ward in which the mayor's office now is or hereafter may be located be incapacitated, from any cause, to perform the duties of his office, or should there be a vacancy in the office of alderman for said ward, then any alderman of said city may be chosen, from time to time by the mayor, to sit at the mayor's office, and shall have there the same power as if he were elected for the ward in which the mayor's office may be located. Acts of certain alderman to be valid. In certain cases mayor may appoint any alderman to sit at his office.

SECTION 5. All laws or parts of laws, inconsistent with this act, be and the same are hereby repealed. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 426.

An Act

To prevent cattle, horses, sheep and hogs from running at large in Farmington and Columbus townships, Warren county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act no cattle, horses, mules, sheep or swine shall be suffered to run at large or upon the public highways in the townships of Farmington and Columbus, in Warren county, under a penalty of two dollars for each offence. Certain animals not to run at large. Penalty.

SECTION 2. That it shall be the duty of the constables of the townships of Farmington and Columbus, and they are hereby authorized and empowered, without any special warrant or other authority than the act, to seize and secure every animal of the cattle, horse, mule, sheep or hog kind that may be found running at large or in the public road or highways as aforesaid, and the same to sell at public auction in

the same manner as is provided by law for selling of strays, giving the owner, if he or she can be found, at least five days' notice previous to such sale; and if such owner shall pay to the constable the said penalty of two dollars, and also pay the expense of keeping said animal or animals, then it shall be the duty of the constable to deliver said animal or animals to the owner; but if he shall make a sale as aforesaid, he shall pay the surplus, after deducting the said penalty and expenses, to the owner; and the constable making such seizure shall be allowed for the same to retain one-half of the penalty, and it shall be his duty to pay the other half to the treasurer of the board of school directors of said township for the use of the schools of the same.

Animals found running at large may be delivered to constables.

SECTION 3. That it shall be lawful for any person, finding any animal as aforesaid running at large as aforesaid, to seize and secure the same and deliver it to the constable of said township to be dealt with as hereinbefore provided, and with the same effect as if the seizure had been made by the constable.

Penalty for neglect of duty by constables.

SECTION 4. That if the constable shall neglect or refuse to seize or secure any animal or animals found running at large as aforesaid, after being notified by any person so to do, such constable shall pay a fine of five dollars for the use of the schools in said township, on every such neglect or refusal, to be recovered in the name of said school district, as debts are now by law recoverable.

Repeal.

SECTION 5. That all acts or parts of acts heretofore enacted that are inconsistent with the provisions of this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 427.

An Act

To incorporate the Stockport Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Chester H. Dillon, Allen H. Hoxie, Benjamin Randall and James D. Woodmansee, of Buckingham township, in the Commissioners.

county of Wayne, Nelson F. Underwood, of Preston township, in the county of Wayne aforesaid, Samuel Doyle, Hamilton Dillon and Charles Knight, of the town of Hancock, county of Delaware and state of New York, and John Thrall, of Middletown, county of Orange, state of New York aforesaid, or a majority of them, be and are hereby appointed commissioners to open books, receive subscriptions and organize a company, under the name, style and title of the Stockport Title. Bridge Company, for the purpose of erecting and maintaining a wire bridge of one span across the river Delaware, at Stockport, to the town of Hancock, in the county of Delaware aforesaid, at or near the Stockport station, on the Erie railway. Purpose.

SECTION 2. That the capital stock of said company shall be fifteen thousand dollars, to be divided into shares of twenty-five dollars each, with power to the directors to increase the same to an amount necessary to complete said bridge in a good and substantial manner, to carry out the true intent of this act. Capital stock.

SECTION 3. That when the said bridge shall be completed as aforesaid, the said company may demand and receive toll from travelers and others using the same; and all persons are hereby prohibited from using said river for a public ferry, for one mile and a-half above and below the location of said bridge, under the penalty of five dollars for every person ferried, to be collected as sums of like amount are or may hereafter be by law collected in this state or in the state of New York. May demand tolls. Prohibition. Penalty.

SECTION 4. That said company shall be subject to all the provisions and restrictions, and enjoy all the rights and privileges enumerated in an act, entitled "An Act to regulate bridge companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, and supplements thereto, except so far as they are altered or supplied by this act. Subject to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 428.

An Act

Supplementary to an act, entitled "An Act incorporating the city of New Castle, in the county of Lawrence," approved February twenty-fifth, one thousand eight hundred and sixty-nine.

OF THE BOUNDARIES.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That so much of the second section of said act as fixes the northern terminus of the western boundary of said city shall be and the same is hereby so amended, as that said western boundary shall northwardly terminate at the north line of donation lot number ninety, in the second district of donation lands, and that the north boundary line of said city shall continue thence to the north-west corner of donation lot number one thousand nine hundred and fifty-three, in said second district, and thence by the north line of said lot number one thousand nine hundred and fifty-three, and thereafter as in said act mentioned.

Western and
northern bound-
ary lines, rela-
tive to.

OF THE CORPORATE POWERS.

Erection of
wooden build-
ings.

SECTION 2. Said city shall have power from time to time to prohibit and prevent the erection of any wooden building on any public street of said city, to be designated by ordinance.

Draining, &c.,
of spouty lands.

SECTION 3. Said city shall have power to drain, ditch, fill and raise wet, spouty or swampy lands or lots of said city, and to order and require that the same be done by the owners thereof through or into the lands of others, and to keep or require the same to be kept in repair.

Laying out, &c.,
of drains or
sewers.

SECTION 4. Said city shall have power, either with or without petition to the city councils, to lay out, change, widen, straighten, enlarge or extend any such ditch, drain or any sewer, by proceedings similar to laying out streets in said city, and in like manner to cause the damages sustained thereby or the benefits accruing thereby by or to land-owners to be assessed and ascertained.

Failure of own-
ers to drain
spouty lands, &c.

SECTION 5. If any owner or owners being ordered or required by said city shall neglect or refuse to drain, ditch, fill or raise any such wet, spouty or swampy lands or lots, or any such ditch or drain to repair, the same may be done by said city; and the costs and expenses thereof may be ascertained, apportioned and collected by said city from such owners in the same manner as is provided for paying claims in the thirty-ninth section of said act; benefits assessed under the fourth section of this act shall be collected in like manner.

OF THE MAYOR, ET CETERA.

SECTION 6. The words, "and penal statutes," in the seventy-

ninth section of said act, shall be and is hereby held to mean and read, "on penal statutes." Certain words construed.

OF THE COLLECTION OF TAXES.

SECTION 7. The city councils shall cause five per centum on the amount of every delinquent tax to be added thereto after the first day of August, and before the revised duplicates shall be delivered to the collectors. Councils to add to delinquent taxes.

OF THE CITY CLERK.

SECTION 8. The city clerk shall have power to administer oaths and affirmations where the same may be necessary in the transaction of the business of said city. City clerk may administer oaths.

SECTION 9. The terms of the mayor, council, treasurer and auditors, hereafter elected for said city, shall commence on the first Monday of January next after their election. Commencement of terms of mayor, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 429.

An Act

To change the name of the board of school controllers of the First school district of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of July, Anno Domini one thousand eight hundred and seventy, the board of school controllers of the First school district of Pennsylvania shall be known and designated by the name of the board of public education of the First school district of Pennsylvania.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 430.

An Act

To authorize the surveyor general to execute a patent to Thompson M. Johnson, for a certain lot of ground in the borough of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That as soon as the surveyor general shall be satisfied, by affidavit or other proof, that the purchase money due the commonwealth upon inlot number ten, in the borough of Beaver, has been paid in full, that the title thereto is in Thompson M. Johnson, the surveyor general shall be and is hereby authorized and required to execute a patent to the said Thompson M. Johnson, or the person legally entitled thereto and claiming under him, for the said lot of ground.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 431.

An Act

To incorporate the Iron Moulders' International Co-operative Union.

Corporators.

Title.

Powers and
privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. J. Myers, H. J. Walls, John Whitesides, John M. Reed, Adam Grander, William J. Dunlap, Tobias S. Alberstadt, Simeon Green, Thaddeus Donely, their associates and successors, be and they are hereby constituted and created a body politic and corporate, in law and in fact, by the name, style and title of the Iron Moulders' International Co-operative Union, and by that name and title shall have perpetual succession, a corporate seal, and be capable of suing and being sued, impleading and being impleaded, in any court of record or elsewhere in the United States; also of purchasing,

receiving, acquiring and holding in its corporate name, in the state of Pennsylvania or any other of the United States, personal and mixed property, and such real estate as it may deem expedient for the purposes of the corporation, and of demising, renting and selling, granting and conveying away the same.

SECTION 2. The object of the organization will be the co-operation of iron moulders throughout the United States, whereby they may more effectually assist one another in the economical prosecution of their trade, and in the accumulation of their savings and the investment of the same, for their mutual profit, in the iron foundry business. Object.

SECTION 3. The said corporation shall have power to borrow money, upon bonds or other evidences of indebtedness, at lawful rates of interest, and to mortgage their real or personal estate to secure the payment of such bonds, loans or other debts due or to become due by them. May borrow money and mortgage property.

SECTION 4. The said corporation shall have power to make and enact a constitution and by-laws, and such other rules and regulations not contrary to the constitution of the commonwealth of Pennsylvania and the provisions of this act, and generally to have and exercise all such rights, privileges and immunities as may be reasonably necessary for the purposes of the corporation. Constitution, by-laws, &c.

SECTION 5. The capital stock of this corporation shall be one hundred thousand dollars, to be divided into twenty thousand shares; and no certificate of shares shall be issued for less than and until the par value thereof has been fully paid in in cash; the said capital stock may at any time be increased by resolution of the shareholders to an amount not exceeding one million dollars: *Provided*, Said resolution be certified, signed and sworn to by a majority of the directors, recorded in the office for recording deeds for the city of Philadelphia, and filed in the office of the auditor general within sixty days after the same shall have been adopted. Capital stock.
Increase.

SECTION 6. The shareholders shall be either individual journeymen iron moulders or subordinate associations or unions of journeymen iron moulders; none others shall be permitted to become shareholders, unless by a vote of the board of directors; said subordinate associations or unions shall only be entitled to certificates of the shares owned by them in their official or organic name, after first subscribing to and re-enacting the constitution, by-laws and other rules of the corporation hereby constituted. Who to be shareholders.

SECTION 7. The said subordinate associations or unions shall be entitled to send to each meeting of the stockholders, representatives or delegates in proportion to the number of their members, which proportion shall be regulated by the constitution or by-laws of this corporation; and at all meetings of stockholders each of said representatives or delegates, and each individual shareholder, shall be entitled to one vote. Subordinate associations may send representatives to meetings of stockholders.
Votes.

SECTION 8. The regular meetings of the stockholders shall be held bi-ennially in the city of Philadelphia, on the Wednesday following the first Thursday of July, the first to be held in the year one thousand eight hundred and seventy; special Meetings of stockholders.

meetings may be called in accordance with the constitution or by-laws of the corporation.

Management.

SECTION 9. The corporation shall be managed and conducted by a board of not less than five directors, and such other officers, and with such powers as the constitution or by-laws may determine; they shall be elected bi-ennially at the regular meetings of the stockholders.

Election of officers.

Bonus.

SECTION 10. The said corporation shall pay into the treasury of the commonwealth a bonus of one-fourth of one per centum of the capital stock hereby created, or any increase thereof, in four equal annual instalments, the first of which shall be paid at the time of payment of the enrolment tax.

Certain provisions to apply to.

SECTION 11. That so much of the fifth, sixth, seventh, eighth, ninth, tenth and eleventh sections of the act, entitled "An Act relating to the organization of co-operative associations, for the purpose of carrying on any mechanical, mining, manufacturing or trading business in the commonwealth of Pennsylvania," approved April fourteenth, Anno Domini one thousand eight hundred and sixty-eight, not inconsistent with the provisions of this act, shall apply to and govern the corporation hereby created as if the same were herein specifically set forth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 432.

An Act

To incorporate the Clearfield and Buffalo Railway Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Byron D. Hamlin, of the county of M'Kean, Joseph L. Hyde, of the county of Elk, and J. Blake Walters, of the county of Clearfield, or a majority of them, and those who hereafter may be associated with them as stockholders, be and they are hereby created, incorporated and constituted a body politic and corporate in deed and in law, by the name, style and title of the Clearfield and Buffalo Railway Company, and as such shall have all the incidents and powers of a corporation, and as such shall have all of the rights, powers

Title.

and privileges of, and be subject to all of the conditions and restrictions conferred or imposed upon railway corporations by an act to regulate railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and its several supplements, so far as the same are not altered or supplied by this act; and the said company shall also be entitled to all of the rights, powers and privileges conferred upon railway corporations by any general law of this commonwealth.

SECTION 2. The said company are hereby authorized to construct and operate a railway, with one or more tracks, upon a route commencing at the West Branch of the Susquehanna river, at the town of Clearfield, and extending thence north-westwardly, by a route to be selected by the directors of said corporation, after careful survey, to a point on the Allegheny Valley railroad, in the county of Clearfield, and thence crossing the same, by a route to be selected in the same manner, to a point on the Philadelphia and Erie railway, in the county of Elk; thence crossing the same by the most eligible route, by the way of the town of Smethport, to a point on the Buffalo and Washington railway, in the county of M'Kean, and there to connect with the same; and the said company shall have all the rights, powers and authority to construct and operate branches for the purpose of developing the material interest of that section of the state, that are now granted by law to the Philadelphia and Erie Railway Company, all of which power and authority are hereby vested in the said the Clearfield and Buffalo Railway Company; and the said company shall also have authority to make such extensions from the Susquehanna river, at Clearfield, southwardly or eastward as may in the opinion of its board of directors be needful to form such connections with other railways, as will best promote the interest of the company, and for this purpose are vested with all the powers and authority granted for making any other part of their line.

SECTION 3. The capital stock of the said company shall consist of an amount not exceeding three millions of dollars, as may be from time to time fixed by its board of directors, with authority to borrow money on the bonds of the company, to an amount not exceeding in the aggregate four millions of dollars, at a rate of interest not exceeding seven and threethirds per centum per annum, the payment of said bonds to be secured by a mortgage or mortgages of the railway and its franchises and equipments; and the said company is hereby authorized to receive donations of land or other property, or to receive the same in payment of subscription, or in exchange for stock in such railway, on such terms and conditions as may be agreed upon between the company, by its directors, and the parties so donating, subscribing or exchanging; and the said company is hereby vested with full power and authority to hold, use, sell or otherwise dispose of said property from time to time: *Provided however*, That all lands and property, or the proceeds derived from the property so donated, constituted or received in payment or exchange for stock, shall be used exclusively to aid in securing the ultimate

Subject to.

Construction of railway authorized.

Route.

Branches.

Extensions.

Capital stock.

May borrow money.

May receive donations of property.

Proviso.

construction and equipment of the railway of the said company.

Directors.

SECTION 4. The corporators named in the first section of this bill, with two others to be by them named, shall be and constitute the board of directors of said company, which shall consist of five directors, one of whom shall be chosen president of the company; and they shall hold the said office of directors of the said company until the first Monday in June, one thousand eight hundred and seventy-one, and until their successors shall be elected.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 433.

An Act

To vest the title of a certain lot of land in the school board of Schuylkill district, in Chester county.

WHEREAS, Joseph Stahr and Elizabeth, his wife, on the twenty-eighth day of May, Anno Domini one thousand seven hundred and eighty-one, conveyed a certain lot, with house thereon, to Thomas Robeson, Mathias Pennypacker and Benjamin Longstreth, and to their heirs, in trust for the use of a school and for religious meeting on first day by the Dutch Baptists:

And whereas, All the persons named in said trust have died, their heirs are so numerous and widely scattered that it is impracticable to invest the trust in new trustees, the Dutch Baptists or Mennonists having, more than half a century ago, erected a more spacious building and now occupied by them for religious purposes, since which time said society has ceased to use said house, which has always been used by the neighborhood; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That all that lot or piece of land bounded by the state road leading from Phoenixville to West Chester on the west, by lands of the Phoenixville Iron Company on the north and east, and by lands late the estate of John S. Morris on the south, containing forty square perches of land, is, hereby

vested in the school district of Schuylkill, in said county of Chester.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 434.

An Act

To allow an appeal from the decision and order of the court of common pleas of Allegheny county, at number one hundred and fifty-two of June term, Anno Domini one thousand eight hundred and sixty-four, to the supreme court of this commonwealth.

WHEREAS, At number one hundred and fifty-two of June term, one thousand eight hundred and sixty-four, in the court of common pleas of Allegheny county, an attorney at law was, by order of said court, on the twenty-sixth day of September, Anno Domini one thousand eight hundred and sixty-four, stricken from the roll of attorneys of that court, and the same order was extended to all the courts over which the judges of the said court of common pleas presided, to wit: The orphans' court, court of quarter sessions and oyer and terminer; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supreme court of this commonwealth is hereby authorized and required to take jurisdiction of said cause at number one hundred and fifty-two of June term, one thousand eight hundred and sixty-four, of said court of common pleas of Allegheny county, and all records and proceedings in said case and relating thereto in any way in that or any other of the courts of said county upon the same subject matter; and the supreme court shall, with as little delay as possible, during any session of said court, at any place in this commonwealth, proceed to hear and determine all questions of law and fact arising upon the record or records of said case or proceedings; and to that end it shall be the duty of the supreme court to examine, review and pass upon all the evidence and papers filed in the case, and the decision of said supreme court shall be duly certified to said court of common pleas of Allegheny county; and said supreme court shall

make all orders proper to carry this act into effect; and any party aggrieved by said order or decision of said court of common pleas, at number one hundred and fifty-two of June term, one thousand eight hundred and sixty-four, may at any time after the passage of this act enter an appeal therefrom in the usual form of entering appeals, and by writ of *certiorari*, to be issued by the prothonotary of the supreme court for the Western district, remove the said record, testimony and all proceedings into the supreme court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 435.

An Act

To incorporate the Dry Run Independent Band of Hope.

Preamble.

WHEREAS, An association has been formed at Dry Run, Washington county, Pennsylvania, having for its object the reformation and relief of the coal miners and others in the coal mining regions, which has thus far proved so successful that the promoters are anxious to extend the sphere of its operations and increase its availability for usefulness; therefore,

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Perry, James Brown, John Cochran, William R. Roberts, Robert Perrie, Cornelius Allen, James Light, Peter Allen, Samuel F. Hutcheson, John Gauley, Joseph J. Roberts, and others who are or may hereafter be members of the association, shall be and they are hereby made a body politic and corporate, by the name and title of the Dry Run Independent Band of Hope, and by that name, style and title shall be capable in law to sue and be sued, plead and be impleaded in all courts of law and equity, may purchase, receive, have, hold and enjoy, to them and their successors and assigns, all such lands and estates, real, personal and mixed, as may be necessary for the purposes of said corporation, and the same to dispose of when and as they may deem proper; and also to make and have a common seal, and the same to alter and renew at pleasure.

Title.

Powers and privileges.

SECTION 2. The objects of the association are the promotion of temperance and morality by guarding its members from the use of intoxicating drinks, gambling in all its forms, and the indulgence of profanity and other immoral practices, and also the relief of its members and their families in cases of sickness, accident and death; and with these ends in view the said association shall have power to appoint such officers as they shall deem expedient for the well conducting and managing the business thereof, and to establish such rules, regulations and by-laws as they may deem necessary: *Provided*, The same be not repugnant to the constitution of the United States or that of this commonwealth.

Objects.
Officers.

Rules, &c.

SECTION 3. That the said association shall have power to authorize the founding and organization of auxiliary or branch associations or bands in different localities, whose particular internal management shall be under the control of such branches, but which shall hold subordinate auxiliary relation to said Dry Run Band of Hope in all that pertains to the objects and purposes and the general rules and regulations adopted by it.

May authorize organization of branch associations.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 436.

An Act

Consolidating the late townships of Byberry and Moreland, now the Third division of the Twenty-third ward, in the city of Philadelphia, into one district, for the support of the poor in said division.

WHEREAS, The late townships of Byberry and Moreland, now composing the Third division of the Twenty-third ward of the city of Philadelphia, have had separate township organizations for the support of their poor, from the first settlement of the country to the present time:

And whereas, It is desirable that both organizations should be merged into one; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the general election held in October, one thousand eight hundred and seventy, the citizens of said Third divi-

Election of overseers of poor and auditors.

sion of the Twenty-third ward of the city of Philadelphia, shall elect two persons to serve as overseers of the poor in said division, and shall also elect three persons who shall serve as auditors of poor accounts; and annually thereafter there shall be elected in said division, two persons to serve as overseers of the poor, and three persons to serve as auditors, who shall have all the powers now conferred by law on the overseers of the poor and auditors in the said late townships of Byberry and Moreland.

Overseers and auditors whose terms expire on certain day, to deliver moneys, &c., to successors

SECTION 2. The overseers of the poor and auditors in the late townships of Byberry and Moreland, whose term of office shall expire on the thirty-first day of December, Anno Domini one thousand eight hundred and seventy, shall deliver to their successors in office, elected under the provisions of this act, all moneys, books or other property which may be in their possession and appertaining to the maintenance of the poor in said townships.

Repeal.

SECTION 3. All laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 437.

A Supplement

To an act, entitled "An Act to incorporate the Philadelphia Telegraph Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for a majority of the incorporators of the act to which this is a supplement to call a meeting for the purpose of opening books for subscription to the capital stock of the Philadelphia Telegraph Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 438.

An Act

Regulating certain sheriff's fees in the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the present sheriff of the county of Luzerne shall be allowed to charge fifty cents per day for boarding prisoners for and during his term of office, and shall also be entitled to charge the sum of ten dollars on all necessary expenses for each prisoner conveyed to the penitentiary; all of which fees and charges shall be paid and collected as now provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 439.

An Act

Authorizing the sale of certain public property in Orwigsburg, Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That S. R. Medlar, Christian Berger and S. H. Madden are hereby authorized and appointed a commission to sell, by public sale to the highest and best bidder, all that certain lot of ground situate in the borough of Orwigsburg, Schuylkill county, containing sixty-six feet in front on Market street, and one hundred and sixty-six feet in depth on Warren street, marked lot number nine in the plan of said borough, with the buildings thereon erected, the same having formerly been used and occupied as a court house and county offices, and latterly for school purposes, under the name of Arcadian Institute; also the lot of ground and the building thereon erected and

Certain persons
appointed com-
mission to sell
property.

formerly used and occupied as an academy of learning, situated on Mifflin street, in the above named borough of Orwigsburg, bounded on the west by lot of Solomon Bensinger, and on the east by lot of Thomas E. Yeager; and said commission to make and deliver to the purchaser or purchasers thereof good and sufficient deed or deeds for the same.

Commission to
advertise.

Appropriation
of proceeds of
sale.

SECTION 2. That the above named commission shall advertise for four weeks before the sale, in the *Pottsville Standard* and *Miners' Journal*; and in one or more newspapers in other counties if they deem it to advantage, and pay such advertising and other necessary expenses incident to such sale, out of the funds accruing out of the sale of the said property, and pay over the balance to the school board of Orwigsburg borough, to be applied for common school purposes; and that all former acts relating to the above named property are repealed by the passage of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 440.

A Supplement

To an act to incorporate the Philadelphia Trust, Safe Deposit and Insurance Company of the city of Philadelphia, approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, defining and extending the trust powers of said company, and making and establishing certain new provisions and regulations as to the officers and directors thereof.

Fifth section of
former act re-
pealed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fifth section of an act, entitled "An Act to incorporate the Philadelphia Trust, Safe Deposit and Insurance Company of the city of Philadelphia," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed, and that the following provisions be and the same are hereby, in place thereof, enacted.

Authorized to
accept and exe-
cute trusts.

SECTION 2. That the Philadelphia Trust, Safe Deposit and Insurance Company of the city of Philadelphia be and the they are hereby authorized to accept and execute trusts of

any and every description which may be committed or transferred, with their consent, to them by any person or persons whatever, bodies corporate or public, or by any court of the United States or the commonwealth of Pennsylvania, and to accept and execute the office and appointment of executors or administrators of any kind and nature whatever, such office or appointment is conferred or made by any person or persons, or by any register of wills, or by any orphans' or other courts, either of the United States or of this commonwealth; and that in all cases where application shall be made to any court or register of wills of the commonwealth of Pennsylvania for the appointment of any receiver, trustees, administrators, assignees, guardian of any minor, or committee of a lunatic, it shall and may be lawful for such court or register, if they think proper, to appoint the Philadelphia Trust, Safe Deposit and Insurance Company of the city of Philadelphia, with their consent, such receiver, trustee, administrator, assignee, guardian or committee; and the accounts of said company, as such receiver, administrator, executor, trustee, assignee, guardian or committee, shall be regularly settled and adjusted before the proper tribunal, and upon such settlement and adjustment all proper, legal, usual and customary charges, costs and expenses shall be allowed to the said company for their care and management of the trusts and estates aforesaid; and the said company, as such trustees or assignee, guardian, receiver, administrator, executor or committee, shall be subject to all orders or decrees made by the proper tribunals under the laws of this commonwealth.

May be appointed receiver, trustee, &c.

SECTION 3. That nothing contained in the sixty-sixth section of an act, entitled "An Act to consolidate, revise and amend the penal laws of this commonwealth," approved the thirty-first day of March, one thousand eight hundred and sixty, shall prevent or be construed to prohibit the vice president, secretary and treasurer of the said Philadelphia Trust, Safe Deposit and Insurance Company from being directors of the said company, or from receiving such compensation or salary for their services as such officers, as may be voted them by the stockholders of the said company; but that it shall and may be lawful for the stockholders of the said company to vote such compensation or salary as they may deem fitting for their services, to the officers of the said company, and for the said officers to receive and accept such compensation or salary, any laws or parts of laws to the contrary notwithstanding.

Vice president, secretary and treasurer may be directors.

SECTION 4. That the said company shall be and hereby is authorized and empowered to enter security and become surety for any person or persons for the faithful performance of any trust, office, duty, contract or agreement; and it is further authorized to become sole surety in any and all cases where by law two or more sureties are required for the faithful performance of any trust or office; and it shall and may be lawful for any court of this commonwealth to approve said company as sole surety in all such cases; and in every such case the capital stock of the said company shall be taken and considered as sufficient security therefor; but in such case the

May become surety for faithful performance of trusts, &c.

May provide for indemnity from persons for whom it becomes responsible.

officers and affairs of said company shall be subject to examination and its property and effects liable as aforesaid ; and it shall be lawful for said company to stipulate and provide for indemnity from the person or persons for whom it shall so become responsible, and to enforce any contract, pledge or other security made or given for that purpose as may be equitable and just.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 441.

A Further Supplement

To the act incorporating the Cresheim Turnpike and Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Cresheim Turnpike and Bridge Company are authorized to extend their turnpike from Thorp's lane, along the Wissahickon creek, to the line between Philadelphia and Montgomery counties, and thence to the Chestnut Hill and Spring House turnpike, at or near Flourtown, with permission to charge the same tolls as is charged by the old Township Line Turnpike Company ; and said company shall be privileged to pass over the line of the late Wissahickon turnpike, from Thorp's lane to the stone bridge at Springfield avenue, on condition of keeping the said road, between those points, in repair, and charge no toll between Thorp's lane and Springfield avenue ; and said company may borrow the further sum of ten thousand dollars and mortgage their road.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 442.

An Act

Authorizing an additional justice of the peace in the borough of Friendsville, in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the borough of Friendsville, in the county of Susquehanna, shall, on the day of their next regular election for borough officers, elect an additional justice of the peace besides the one now provided for by law; and that from and after the passage of this act said borough shall be entitled to two justices of the peace.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 443.

An Act

To secure to the citizens of the commonwealth the free use and enjoyment of Fairmount park, in the city of Philadelphia, and to prevent the construction of any railroad therein.

WHEREAS, The city of Philadelphia, under authority conferred by an act of assembly, approved March twenty-sixth, A. D. one thousand eight hundred and sixty-seven, and the several supplements thereto, has purchased a large body of land within the limits of said city, and laid out and improved the same as a public park, known as Fairmount park, and has expended several millions of dollars in the purchase and improvement of the same :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the city of Philadelphia is hereby required to maintain and keep open the said Fairmount park for the free use and enjoyment of all the citizens of this state, subject to the rules

adopted for the good order and government of the same; and in consideration of the compliance of the said city with the requirements of this act, the state of Pennsylvania hereby declares and agrees, that no railroad shall ever hereafter be constructed within the limits of the said Fairmount park: *Provided*, That nothing in this act shall be construed to interfere with the rights already acquired by any railroad company, whose tracks are now laid within the limits of said Fairmount park.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 444.

An Act

To extend the provisions of an act, entitled "An Act relating to the liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the county of Venango," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-eight; also the provisions of an act, entitled "An Act to amend an act, approved the eighth day of April, one thousand eight hundred and sixty-eight, entitled 'An Act relating to liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the counties of Venango, Crawford and Warren,' and declare the true intent and meaning thereof," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, to the counties of Armstrong, Clarion and Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the several provisions of an act relating to the liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the county of Venango, approved the eighth day of April, in the year of our Lord one thousand eight hundred and sixty-eight; also the several provisions of an act to amend an act, approved April eighth, one thousand eight hundred and sixty-eight, entitled "An Act relating to liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the counties of Venango, Crawford and Warren, and declare the intent and meaning thereof," approved the thirteenth day of April, in the

Provisions of certain acts extended to Armstrong, Clarion and Butler counties.

year of our Lord one thousand eight hundred and sixty-nine, be and the same are hereby extended to the counties of Armstrong, Clarion and Butler.

SECTION 2. That the provisions of the first section of the act approved the eighth day of April, in the year of our Lord one thousand eight hundred and sixty-eight, entitled "An Act relating to the liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the county of Venango," shall be so extended that all materials furnished shall be a lien upon any buildings, of whatever nature or kind, built upon any of said leasehold estates, whether said buildings or erections shall be for the purpose of developing said leasehold or otherwise.

Materials furnished to be a lien on all buildings erected on leasehold estates.

SECTION 3. That the notice required to be given to the tenant or tenants and owner or owners, in the first section of the act approved the thirteenth day of April, in the year of our Lord one thousand eight hundred and sixty-nine, entitled "An Act to amend an act, approved April eighth, one thousand eight hundred and sixty-eight, entitled 'An Act relating to liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the counties of Venango, Crawford and Warren,' and declare the true intent and meaning thereof," shall be thirty days from the time the purchaser or purchasers of any lumber or materials shall commence using the same upon any of said buildings, whether for repairs or otherwise.

Notice to tenants and owners, relative to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 445.

A Further Supplement

To an act to incorporate the Bedford and Bridgeport Railroad Company, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-eight, extending the time for payment of enrolment tax, and authorizing said railroad company to connect with the Huntingdon and Broad Top railroad, and authorizing said company to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Time for payment of enrolment taxes extended.

That the time for the payment of the enrolment taxes on an act, entitled "An Act to incorporate the Bedford and Bridgeport Railroad Company," approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-eight, and an act, entitled "A supplement to the act to incorporate the Bedford and Bridgeport Railroad Company," approved the sixth day of April, Anno Domini one thousand eight hundred and sixty-eight, be extended for a period of six months from and after the passage of this act; and upon the payment of such enrolment tax or taxes within said period, the said acts shall have the same force and effect, in all respects, as if the said tax or taxes had been paid within one year from the passage of said acts respectively; and to that end the said acts are hereby re-enacted.

Authorized to extend road or build new road.

SECTION 2. That the Bedford and Bridgeport Railroad Company be and the same is hereby authorized and empowered to extend their road, or to build a new road, from any point at or near the town of Bedford, in the county of Bedford, eastward, and to connect the same with the Huntingdon and Broad Top railroad at Mount Dallas, in said county; and also to connect with any other railroad that may be hereafter constructed in the county of Bedford.

Authorized to borrow money and issue bonds.

SECTION 3. That the Bedford and Bridgeport Railroad Company be and they are hereby authorized to borrow such sum or sums of money from time to time, for their corporate purposes, as the board of directors may determine, at a rate of interest not exceeding seven per centum per annum, and issue bonds or certificates for the money so borrowed, securing the payment thereof and the interest thereon by mortgage or mortgages of the whole or any part or parts of their lands, works, improvements, franchises and personal property, now owned or hereafter acquired and owned by them; and the said company may assume the payment of any or all taxes upon the principal and interest of the said bonds or either of them, and may agree to convert the said bonds, or any of them, into capital stock of the said company, on such terms and at such times as the board of directors may appoint: *Provided*, That the amount of money to be borrowed under the provisions of this act shall not exceed five hundred thousand dollars.

May assume payment of taxes on bonds, &c.

Authorized to make branch roads.

SECTION 4. That the said Bedford and Bridgeport Railroad Company is hereby authorized to make branch roads to any coal or iron ore mines, at any point or points in the counties of Bedford, Somerset and Cambria.

BUTLER B. STRANG,

Speaker of the House of Representatives

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 446.

An Act

To authorize Hayes Edie, trustee of Henrietta Carman, to sell certain real estate.

WHEREAS, Mary Meads, late of the borough of Stewartstown, in the county of York, deceased, did by indenture bearing date the fifteenth day of March, Anno Domini one thousand eight hundred and fifty-eight, and recorded in the recorder's office for said county, in record book C C C C, page four hundred and two, did convey to Hayes Edie, in trust for the use of Henrietta Carman, wife of Nathan Carman, and her heirs, a certain messuage and tract of land containing about two acres :

And whereas, It is believed that the said estate can now be sold to advantage and the proceeds re-invested so as to benefit the said Henrietta Carman, and that the interests of all the *cestui que trusts* in said deed will be promoted by such sale :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Hayes Edie, the trustee under the said deed, shall have power to sell said estate and convey the same in fee simple, and invest the proceeds thereof in such real estate or other securities as he may deem proper, to be held in trust for the parties hereinbefore mentioned ; and for the faithful performance of his duties he shall be required to give security, to be approved by the court of common pleas of said county, in a sum equal to the amount realized by the sale of said real estate.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 447.

An Act

To authorize the People's Passenger Railway Company of Pittsburg to use steam as a motive power, and to change the route of said road.

Authorized to
use steam as a
motive power.

Proviso.

Proviso.

May change
route.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the People's Passenger Railway Company of Pittsburg shall have power and are hereby authorized to use steam as a motive power on and over any portion of their roads which may hereafter be constructed outside of the boundary line or limit of the city of Pittsburg, as defined prior to the passage of the act of assembly, entitled "A further supplement to the act incorporating the city of Pittsburg," et cetera, approved April sixth, one thousand eight hundred and sixty-seven: *Provided,* That before such power shall be used, a majority of the persons owning property adjoining the line or location of the route selected by the said company shall signify their assent thereto in writing, which shall be recorded in the recorder's office of Allegheny county, upon presentation to the recorder of said county, with an affidavit that said signatures are genuine, and that the persons signing the same are a majority of the persons owning property adjoining said line; and further, shall be authorized to use steam as a motive power on so much of said road as shall be constructed within the limits of said city as defined prior to the act aforesaid: *Provided,* That the councils of the city of Pittsburg shall, by ordinance, signify their assent thereto.

SECTION 2. Said company shall be authorized to change their route as defined or set forth in the act, entitled "An Act to incorporate the People's Passenger railway of Pittsburg," approved April tenth, one thousand eight hundred and sixty-eight, so as to commence said railway at the corner of Sixth and Liberty streets, in Pittsburg; thence along Liberty street, or avenue, to its intersection with Friendship avenue; thence, leaving Liberty street, or avenue, eastwardly, by such route or routes as may be selected other than Liberty avenue, to a terminus within said city or Wilkins township, at or near Wilkinsburg.

SECTION 3. That so much of the act aforesaid as prohibits the use of locomotive engines on said road, or is otherwise inconsistent herewith, is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 448.

An Act

Authorizing the dedication of Diamond street from Broad street to Thirty-third street, in the city of Philadelphia, to public use, upon condition that no railway or railroad tracks be hereafter laid therein.

WHEREAS, Diamond street, extending from Broad street to Thirty-third street, is marked on the plan of the city of Philadelphia of the width of fifty feet, but has not been laid out or opened: Preamble.

And whereas, Owners of property on said Diamond street, between said points, desire to open the said street and dedicate the same to public use without charge, and desire in addition thereto to increase the width of said street between said points to seventy feet, and to pave the same, and dedicate the whole to public use without any cost or charge to the said city, except for grading and paving intersections, upon condition that no railway or railroad tracks be hereafter laid thereon, so that there shall always be a fine, wide avenue connecting Broad street with the Fairmount park, near the Schuylkill, and free from all obstructions:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon and in consideration of the dedication to public use of the said Diamond street to the width of seventy feet from the west side of Broad street to Thirty-third street, in the city of Philadelphia, by owners of property thereon, without charge, and upon the acceptance thereof by the city of Philadelphia, and upon the paving of the same by the said owners of property, in a manner to be approved by the city authorities, without cost to the said city except for the grading and paving intersections, the faith of the commonwealth is hereby pledged that no railway or railroad tracks shall be hereafter laid upon said Diamond street, from Broad street to Thirty-third street; and the said city is hereby authorized to enter into contract with said owners, by an ordinance to be passed for the purpose, that if said owners shall comply with the stipulations aforesaid, no railroad or railway tracks shall hereafter be laid along said Diamond street, between Broad street and Thirty-third street, in said city of Philadelphia; and hereafter said street, for said distance, shall be called Park avenue.

Upon dedication of street to public use, no railway tracks to be laid therein.

Street, what to be called.

SECTION 2. Should any owner, or owners, of ground to be taken for said street of said width, refuse to contribute their ground for said street, it shall be lawful for any parties, owners on said street, to petition the court of quarter sessions of the county of Philadelphia, for a jury under the road laws in force in said county, to assess the damages, if any, to such refusing owner, or owners, and proceed in all respects as in other

Refusal of owners to contribute ground.

Connecting
Railway Com-
pany not pro-
hibited from
laying tracks at
intersection of
street.

Street not to be
opened through
Odd Fellows'
cemetery.

cases for the payment of such damages and the opening of said street: *Provided*, That nothing herein contained shall prevent the Connecting Railway Company from laying additional tracks upon its right of way at and upon the intersection of said street.

SECTION 3. That Diamond street shall not, under the provisions of this act, be opened through the lands of the Odd Fellows Cemetery Company; but that where said street would, if opened, intersect the grounds of said cemetery company, it shall pass round the line of said grounds by the nearest route, preserving the width of seventy feet as aforesaid.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 449.

An Act

To incorporate the Tionesta Bridge Company.

Commissioners.

Title.

Capital stock.

Erection of
bridge author-
ized.

Subject to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Dale, L. L. Hacket, Joseph G. Dale, H. H. May, D. S. Knox, John A. Proper, A. H. Steele, George Detheridge, Alex. Gordon, C. F. Gillespie, or a majority of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Tionesta Bridge Company, with a capital stock of forty thousand dollars, to be divided into shares of not less than ten dollars each, and power to increase the same to such an amount as may be necessary to complete the bridge hereby authorized to be built, by a vote of a majority of the stockholders present at a meeting specially called for that purpose.

SECTION 2. That said company are hereby authorized and empowered to build and erect a single or double track bridge across the Allegheny river, from the foot of Walnut street, in the borough of Tionesta, in Forest county, to the railroad depot on the opposite side of said river; and shall be subject to all the restrictions, and vested with all the rights, powers and privileges enumerated in an act, entitled "An Act regulating

bridge companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, and the several supplements thereto, except so far as it and they are altered or supplied by this act.

SECTION 3. That when a good and complete bridge shall have been erected over the Allegheny river, at the point designated in this act, the said company may demand and receive toll from travelers and others crossing the same, not exceeding the following rates, viz: For each person and horse, ten cents; for each one horse carriage, wagon or sleigh, fifteen cents; for each two horse carriage, wagon or sled, twenty-five cents, and for each additional horse attached to the same, five cents; for each yoke of oxen, without vehicle, ten cents; for each head of horned or muly cattle, three cents; for each head of sheep or swine, one cent, and for all other things not enumerated in this list, the amount received by other bridges of like character across said stream, in Venango county: *Provided*, That said bridge shall be so constructed as not to obstruct the navigation of said stream more than other structures of like character on said river now do: *And provided further*, That all acts of assembly, inconsistent with the provisions of this act, be and they are hereby repealed. Tolls.
Navigation not
to be obstructed.
Repeal.

SECTION 4. The Tionesta Bridge Company are hereby authorized to increase their capital stock to fifty thousand dollars, and to issue bonds for one-half the amount of said capital stock, bearing eight per cent. interest, payable semi-annually, at the company's office in Tionesta borough; said bonds to be redeemable in United States currency, after ten years. May increase
capital stock
and issue bonds.

SECTION 5. Said bridge company are hereby authorized to demand and receive three cents for each and every footman crossing said bridge. Tolls on foot-
men.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 450.

An Act

Authorizing the commissioners of Monroe county to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of the county of Monroe be and they are hereby authorized and empowered to borrow, on the credit of said county, for the purpose of defraying the expenses incurred in repairing and re-building bridges that were injured or carried away by the freshet of October, one thousand eight hundred and sixty-nine, any sum or sums of money as they may deem advisable, not exceeding in all the sum of five thousand dollars, and at any rate of interest not exceeding seven per centum per annum, and to issue bonds for securing the payment of the same; and said bonds shall be exempt from all taxation, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 451.

An Act

To extend the charter of the Philadelphia Park Association to the sixteenth day of June, Anno Domini one thousand eight hundred and seventy-two, and to make valid the acts of said association under its charter, granted by the court of common pleas of the city of Philadelphia, on the sixteenth day of June, Anno Domini one thousand eight hundred and fifty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Philadelphia Park Association is hereby extended to the sixteenth day of June, in the year of our Lord one thousand eight hundred and seventy-two; and all the acts of said association, done in pursuance of the provisions of their charter, granted by the court of common pleas of the city of Philadelphia, on the sixteenth day of June, Anno Domini one thousand eight hundred and fifty-two, are hereby made legal and valid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 452.

A Supplement

To the act, entitled "An Act to incorporate the Citizens' Association of Pennsylvania," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, changing its corporate name, and defining anew its purposes and privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the association shall hereafter be known by the name and style of the Pennsylvania Sanitarium; and that the corporations named in the first section of the act to which this is a supplement, their associates and successors, shall, as such corporation, have for its objects and purposes the medical and moral treatment of persons addicted to the intemperate use of narcotics and stimulants.

Name changed.

Objects and purposes.

SECTION 2. The association may, in its corporate name of the Pennsylvania Sanitarium, take, purchase and hold any real estate required for the prosecution of its purposes, not exceeding in the whole one thousand acres of land, and for such purposes thereon erect any buildings; and the whole or any part of such real estate it may sell and convey, whenever the directors determine that any such sale will advance the interests of the institution; it may also take any grant, gift or devise of land, and, within the limits of one thousand acres as aforesaid, hold the same, or if any excess of that limit, sell and convey any such excess and apply the proceeds to the purposes of the institution; and it may take and hold, by purchase, gift or bequest, and as in the judgment of the directors is from time to time deemed advisable, sell and dispose of or invest any money, securities or other personal property, and such property or its proceeds apply to the proper use of the institution.

May hold real estate, erect buildings, &c.

SECTION 3. The affairs of the corporation shall be under the control and supervision of the existing board of directors and their successors, chosen agreeably to any by-laws now or hereafter to be adopted; and the board shall appoint any officers required by such by-laws, and shall fix their duties and responsibilities and the compensation of each, and may enact by-laws, and from time to time amend or change the same.

Affairs to be under control of board of directors.

Board to appoint officers, fix their duties, &c.

SECTION 4. Any person addicted to the intemperate use of narcotics or stimulants may, at the discretion of the proper officer of the institution, be received for custody or treatment, either upon voluntary presentation, or, if a declared habitual drunkard, upon presentation by such person's legally constituted committee, or, if having no committee, upon presentation by such person's guardian or next friend, who produces a certificate of two physicians, setting forth that they have examined the person so presented, by his guardian or next friend, and the result of their examination; which certificate

How persons may be received for custody or treatment.

must be verified by the oath or affirmation of its signers, taken before a judicial officer having authority to administer oaths, and have the written attestation of such judicial officer that the physicians named are practitioners in good repute, and that the signatures professing to be theirs are genuine.

Directors may authorize officers to fix rate of compensation to be paid by patients, &c.

Discharge of patients.

May receive bequests, &c

Repeal.

SECTION 5. The board of directors may authorize any officer of their appointment, to fix the rate of compensation to be paid by any patient, and may permit such officer to provide any patient who desires it with any useful employment; and if the compensation or earnings of such employment exceed the charge for the care of the patient, such excess may be paid to the patient or to his committee or guardian, or to any member of his family, as, in the discretion of such officer, seems best; any patient may be discharged whenever, in the judgment of the superintendent or managing officer of the institution, either the interests of the patient or of the institution render such discharge advisable.

SECTION 6. The Pennsylvania Sanitarium may take, receive, sue for and recover any legacy, bequest, or devise given, made or directed to it, or for its use, whether so made, given or directed under its proper style and name, or under the style and name of the Citizens' Association.

SECTION 7. Any acts and parts of acts inconsistent with or supplied by this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 453.

A Supplement

To an act to incorporate the Enterprise Insurance Company, approved on the ninth day of April, Anno Domini one thousand eight hundred and fifty-six, authorizing an increase of its capital stock, and of the number of its directors, and the payment of dividends in stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Enterprise Insurance Company be and the same is hereby authorized and empowered to increase its capital stock to any amount, or amounts, not exceeding in the whole eight

hundred thousand dollars, in addition to the amount heretofore subscribed and paid; and that the increased stock thus authorized may be subscribed for at par and paid in the notes of the national government, commonly denominated legal tender notes, or in the notes of solvent banks, at such times, in such a manner, and in such amounts as the board of directors of the company may from time to time by resolution determine; and that in addition to dividends in cash, dividends of profits earned by the company may from time to time be declared by the board of directors and paid to the stockholders in certificates of the stock of the company: *Provided*, The company shall pay into the treasury of the commonwealth, on any increase of its stock, such taxes thereon as are now or may hereafter be required by law: *Provided further*, That when an increase of the said stock shall be made by authority of this act, the number of the directors of the company may, by resolution of the board, be increased to any number not exceeding eighteen, the additional directors to be elected by the board of directors, and to serve until the next annual election of directors by the stockholders.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 454.

An Act

To erect a bridge across the Clarion river, at Clarington, in Jefferson county, where the Brookville and Warren state road crosses said river.

WHEREAS, A bridge across the Clarion river, at Clarington, in Jefferson county, where the Brookville and Warren state road crosses said river, is necessary for the purposes of public travel, and is desired by the citizens of the counties of Jefferson and Forest: Preamble.

And whereas, Under the law as it now exists, if said bridge be erected by the counties, each thereof must pay its equal proportion of the expense thereof, and this is onerous upon the county of Forest, and the citizens desire that the cost of the same may be borne by said counties in proportion to their respective valuations; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Jefferson and
Forest counties
to erect bridge.

That the counties of Jefferson and Forest shall be and they are hereby required to proceed to erect and construct, at the earliest practicable time, a safe, convenient and proper wooden bridge, with stone piers and abutments, across the Clarion river, on the line between the said counties, at the village of Clarington, at the point where the Brookville and Warren state road crosses the said river.

Commissioners
appointed to su-
perintend erec-
tion of bridge.

SECTION 2. That William Shields, of Forest county, O. Butterfield and R. S. Hunt, of Jefferson county, be and are hereby appointed commissioners to superintend the erection and construction of the bridge aforesaid, under the orders of the commissioners of the counties aforesaid, with full power to let and contract the same; and all of their reasonable costs, charges and expenses, in regard thereto, shall be paid by the counties of Jefferson and Forest, in the proportions herein-after named; and they shall give bond in such sum as the said commissioners, respectively, may fix, conditioned for the faithful performance of their duties.

Costs, &c., to be
paid by counties

Commissioners
to give bond.

County commis-
sioners to levy
and collect
moneys to pay
for erection of
bridge.

SECTION 3. It shall be the duty of the commissioners of the counties of Jefferson and Forest, respectively, to assess, levy and collect the moneys necessary to pay for the erection and construction of the bridge aforesaid, and the same shall be contributed and paid toward the said erection and construction in amounts proportioned to the whole assessed valuation of each of said counties, by warrants drawn upon the county treasury of the said counties, in favor of the builders of the said bridge, as the work on the same progresses, retaining twenty per centum of each estimate until the whole is completed; and it shall be the duty of the said counties of Forest and Jefferson to keep said bridge in good order and repair, by contributing toward the same in the proportions hereinbefore fixed; and either of said counties may repair the same and collect its ratable proportion of the cost thereof from the other county.

Counties to keep
bridge in good
order.

BUTLER B STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 455.

An Act

Authorizing the commissioners of Snyder county to cause a public bridge to be erected over Middle creek, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissisners of Snyder county be and they are hereby authorized and directed to cause a good and sufficient public bridge to be erected, at the expense of the said county, over Middle creek, near the residence of John Gross, at the place where the public road leading from Adamsburg to Musser's Valley crosses said creek; that the said commissioners are hereby directed to provide the means and cause said bridge to be erected as speedily as possible, so that the same shall be completed on or before the first day of September next.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 456.

A Supplement

To an act, entitled "An Act to incorporate the People's Bank of the city of Philadelphia," approved February twenty-fifth, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to which this is a supplement, as provides that the stockholders in the said bank shall be individually liable, shall be construed to mean such liability in every respect, and no other, as is imposed upon stockholders of banks in the act, entitled "An Act regulating banks," approved April sixteenth, one thousand eight hundred and fifty.

Individual liability of stockholders.

SECTION 2. That the increase of the capital stock of the bank incorporated by the said act to which this is a supple-

Increase of capital stock.

ment, may be made from time to time; but such increase shall not in the whole exceed the sum of four thousand shares.

Reservation.

SECTION 3. The legislature reserves the power to alter, revoke or annul the charter of the said bank, whenever in their opinion it may be necessary for the public welfare, in such manner however that no injustice be done to the corporators.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 457.

An Act

To incorporate the Farmers' and Miners' Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That William R. Crawford, John Duffield, Thomas Chess, C. W. Mackey, J. L. Hanna, David Sterrett, F. W. Mitchell, W. C. Cross, W. A. Cooper, E. M'Junkin, R. R. Walker, Thompson Kyle, Samuel Kerr, R. A. Mifflin, J. N. Cubbison, Samuel Plumer, of Venango county, Jno. M. Thompson, Charles M'Candless, Jacob Ziegler and Jno. R. Harris, of Butler county, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a

Name.

Construction of railroad authorized.

company, by the name and style of the Farmers' and Miners' Railroad Company, with authority to construct a railroad from a point at or near the city of Franklin to a point in the Butler county coal fields, at or as near the town of Harrisville, as the president and directors of said company shall deem expedient, with power at any time to extend said railroad, so that such extension shall not exceed twenty-five miles in length, or to the town of Butler, Butler county, and to

Extension.

Branches.

May cross at grade and connect with other roads.

shall exceed ten miles in length, and with authority to cross at grade any other railroad or railroads, and to connect with any railroad or railroads now constructed or hereafter to be constructed; and to have all the powers and privileges, and be subject to all the provisions of the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, except so far as they may be changed or supplied

Subject to.

by this act, and except also the second proviso of the eighteenth section of said act, which shall not apply to this company.

SECTION 2. That the capital stock of said company shall be one hundred thousand dollars, divided into shares of fifty dollars each; and the company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock to a sum not exceeding three hundred thousand dollars; and any railroad company or other corporation may subscribe for and hold any number of said shares, or endorse or own the bonds of said company.

Capital stock.

Other corporations may subscribe for shares, &c.

SECTION 3. That the board of directors of said company shall consist of six persons, in addition to the president.

Directors.

SECTION 4. That the said company shall have power to borrow money from time to time, not exceeding in the aggregate thirty thousand dollars for each mile of railroad intended to be built, to issue therefor coupon or other bonds, of such denominations and at such rates of interest as the board of directors of the said company may determine, and to dispose of the said bonds at such prices as to the said directors may seem advisable, and to secure the payment of such bonds and loans by a mortgage or mortgages of the property and corporate franchises of the company.

May borrow money and issue bonds.

SECTION 5. That in all cases when said company and the owners of lands and materials cannot agree upon the amount of damages claimed either for land or materials, the said company may tender a bond, with sufficient security to the party claiming damages, the condition of which shall be that the company will pay, or cause to be paid, such amount of damages as the party shall be entitled to receive, after the same shall have been agreed upon by the parties or assessed according to law; and that in case the party or parties claiming damages refuse to accept the bond or bonds tendered by said company, the said company may cause the same to be presented to the court of common pleas of the county in which the lands lie or materials are taken, or to any judge thereof in vacation, and that the said court or judges, if the amount and security be deemed sufficient, shall endorse thereon, "approved and ordered to be filed;" and thereupon the said company shall have the like rights and privileges as they would have by this section if the said bond had been accepted by the owner or owners of the lands or materials.

Proceedings in cases of disagreement as to damages.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 458.

An Act

To exempt the Blairsville Academy from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property devoted to and used exclusively for educational purposes of the Blairsville Academy, in the borough of Blairsville, Indiana county, be and it is hereby exempt from all taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 459.

An Act

To incorporate the Banan Horse Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Robert Banan, Andrew Henderson, John James, W. P. Smith, M. Henderson, A. J. Morrow, L. Doolittle, Henry Woody, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name and style of the Banan Horse Railroad Company, with all the powers and subject to all the restrictions of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as it and they are altered or supplied by this act.

Name. Subject to.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of four hundred shares of fifty dollars each; and the said company shall have power by a vote of the majority of the stockholders, at a meeting called for that purpose, to in-

crease said capital stock to such an amount as may be necessary to complete said railroad: *And provided*, That the provisions of the twentieth section of said act shall not apply to this act.

SECTION 3. That said company shall have the right to build and construct a horse railroad from a point on the Allegheny river in, Sugar Creek township, to the oil wells on Shaffer run, not exceeding three miles in length.

Construction of
railroad author-
ized.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 460.

An Act

Authorizing the appointment of commissioners to lay out a state road in Allegheny, Butler and Armstrong counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Robert Gilliford, James Gallespie and Ross Magill be and the same are hereby appointed commissioners to lay out a state road not more than forty (40) feet wide, beginning at the stone culvert, on what is commonly called the Pittsburg and Freeport road, near David Kraft's slaughter house, in Butler county, to a point at or near where the canal bridge formerly stood, on the land of Phebe Armstrong, in Allegheny county.

Commissioners
appointed to lay
out road.

SECTION 2. That it shall be the duty of said commissioners, or a majority of them, after having been duly sworn or affirmed before a justice of the peace, to perform all the duties imposed by this act, having due regard to a straight and easy road, at an elevation of not more than four (4) degrees from a horizontal line, and they shall clearly and distinctly mark the points on the route located; and the said commissioners shall receive the sum of three (3) dollars per day for every day necessarily engaged in the duties assigned by this act; and they shall appoint one surveyor at five (5) dollars per day; and if any one of the said commissioners shall act as surveyor, they shall receive the additional sum of two (2) dollars per day; and they shall also appoint two chain-bearers and one axe man at two (2) dollars per day each.

Duty of com-
missioners.

Compensation.

Surveyor, chain
bearers and axe-
men.

To make draft
and file copies
thereof.

SECTION 3. That the said commissioners shall make out a fair and accurate draft of the location of the road, marking thereon the courses and distances and the county and township lines, with other such matters as may serve for explanations, one copy whereof shall be deposited in the office of the secretary of the commonwealth and one copy each in the office of the clerk of the court of quarter sessions of the respective counties through which said road is located, and from henceforth the road shall be a public highway.

Duty of super-
visors.

SECTION 4. That it shall be the duty of the supervisors of the several townships through which said road shall pass, upon due notice being given in writing by any person interested in its use, to proceed at once without delay to the opening, constructing and keeping in good repair said road, and in case of failure so to do said officers shall be subject to all the penalties and forfeitures under existing laws for disregard of duty in making and repairing of public highways.

Commissioners
to draw on
county commis-
sioners for ex-
penses.

SECTION 5. That the commissioners shall draw on the commissioners of the counties through which said road shall pass, who shall adjust the account of the commissioners, surveyor, chain-bearers and axe-men, and pay them as other accounts by orders on the treasurer of the county are paid: *Provided*, That neither of the said counties shall be liable to pay a greater proportion of said expenses than for the work done and service rendered within said county.

Meeting of com-
missioners.

SECTION 6. That said commissioners shall meet on or before the first Monday of April next, or as soon thereafter as a majority of them may agree upon, and complete the location of said road as soon as practicable; and if a vacancy shall occur by resignation or otherwise, the remaining commissioners or commissioner shall have the power to fill such vacancy.

Vacancies.

Damages.

SECTION 7. That the damages sustained by the owners of land by reason of said road, shall be assessed and paid as is now provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 461.

A Supplement

To an act, entitled "An Act to incorporate the Indigent Widows' and Single Women's Society of Philadelphia," approved March twenty-third, one thousand eight hundred and nineteen, repealing the limit of the income of said association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to which this is a supplement, as provides that the annual income of the estate of the said corporation shall not exceed in value eight thousand dollars, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 462.

An Act

To authorize the trustees of the Smethport Academy, in the county of M'Kean, to transfer the property of said academy to the Smethport school district, for the establishment and maintenance of a graded school.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Solomon Sartwell, William S. Oviatt, William Y. M'Coy, Philitus Ford, Ghordis Convin, Warren Cowles and Byron D. Hamlin, trustees of the Smethport Academy, in the county of M'Kean, or a majority of them, are hereby authorized and empowered to convey, by a good and sufficient deed, to the school district of Smethport, in said county, all of the property, both real and personal, belonging to the said academy; the lot of ground known as the academy square to be held and occupied by the said school district, for the purpose of a common or graded school, and the residue of said property

to be held by the said school district and applied as needed to the purpose of carrying on said school.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 463.

A Supplement

To an act, entitled "An Act to incorporate the Lansdale Turnpike Road Company," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act, entitled "An Act to incorporate the Lansdale Turnpike Road Company," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-six, as requires two miles to be completed before said company can charge tolls, be and the same is hereby repealed; and the said company be and are hereby authorized to put up a gate, or gates, whenever said road shall have been completed one or more miles, and to collect tolls from persons using the same, at a rate not exceeding two cents per mile for each horse, mule, working cattle or other animal traveling over the same, whether attached to any vehicle or vehicles, or otherwise; and at the same rate for a less distance; and the said company shall not be liable for a fractional part of a cent in making change:

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 464.

An Act

Authorizing the auditors of East Hempfield township, Lancaster county, to re-audit and re-settle the bounty accounts of John S. Wissler and Levi S. Gross, late supervisors of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the township auditors of East Hempfield township, Lancaster county, are hereby authorized and required, upon the request of John S. Wissler and Levi S. Gross, late supervisors of said township, to open, re-audit and re-settle the bounty accounts of the said late supervisors: *Provided*, That the right of appeal from such re-settlement shall be allowed as now provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 465.

An Act

Authorizing a return of the unseated taxes for the township of Keating, in the county of Potter, for the year one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proper officers of the township of Keating, in the county of Potter, are hereby authorized, within thirty days from the passage of this act, to return to the county commissioners of said county, for collection, any duplicate, or duplicates, of unseated taxes in said township of Keating, for the year one thousand eight hundred and sixty-nine; and it shall be the duty of the said county commissioners to re-

ceive the said returns with the same force and effect as though made within the time now authorized by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 466.

An Act

Relative to accounts of the county treasurers of Lancaster and York counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county treasurers of Lancaster and York counties shall once in each year state their accounts and produce their vouchers up to the thirty-first day of December, inclusive, which shall be examined by the commissioners of said county within five days thereafter, then filed in the register's office of said counties, and advertised as open for inspection and exception to all tax-payers for thirty days, and on the third Monday of February in each year to be submitted to the county auditors, to be audited, settled and adjusted as accounts of other county officers are to be audited, settled and adjusted; the county auditors to have power to charge the said commissioners with any payment made or allowed in violation of any contract or law relative to the affairs of the said county; and all laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 467.

A Supplement

To an act relative to hawking, peddling and selling by sample in the county of Schuylkill, approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, entitled "An Act relating to hawking, peddling and selling by sample in the county of Schuylkill," approved March sixteenth, one thousand eight hundred and sixty-seven, be and the same are hereby extended so as to include all sales of vinous or spirituous liquors by any merchant, or his traveling agent, not residing within the said county of Schuylkill.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 468.

A Supplement

To an act, entitled "An Act to incorporate the Union Banking Company," approved February eighteenth, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the stockholders of said Union Banking Company are hereby authorized to vote by proxy at any election of said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 469.

An Act

Empowering the board of guardians of the poor of the city of Pittsburgh to select a treasurer, and receive interest on all unexpended balances.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, and annually thereafter, it shall be lawful and it shall be the duty of the board of guardians of the poor of the city of Pittsburgh to select a regular exchange broker, banker or banking house of said city as treasurer of said board, and with said treasurer deposit all public funds under their control, and to receive from said treasurer so selected such rate of interest upon all current balances for the use of said balances or shall be agreed upon by said board and said treasurer; and said board shall require of said treasurer security by bond, to be duly approved by said board, in any sum not less than twenty-five thousand dollars, for the faithful performance of the duties of said treasurer, and that said treasurer will pay all drafts, checks or warrants properly drawn on demand, and pay over when required by said board, all moneys then deposited with the accrued interest thereon carried to the credit of the fund.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 470.

An Act

To enable the Columbia and Port Deposit Railroad Company to construct its railroad, and to extend the time for the completion of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That to enable the Columbia and Port Deposit Railroad Company to construct its railroad it is hereby authorized to take and appropriate for the same any real estate, however owned and occupied, full compensation being made to the owner or owners thereof as provided by law; and the time for the completion of said railroad is hereby extended for the term of ten years.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 471.

A Supplement

To an act authorizing the governor to incorporate the West Chester and Wilmington Plank Road Company, and for other purposes, approved the third day of March, Anno Domini one thousand eight hundred and fifty-three, changing the manner of voting by the stockholders of the said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso relating to the mode of voting on shares of stock contained in the third section of an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, be and the same is hereby repealed so far as relates to the West Chester and Wilmington Plank Road Company; and that the stockholders of said West Chester and Wilmington Plank Road Company, in the election of managers and in the decision of all questions brought before them in the meetings of stockholders, those present in person or by proxy shall hereafter be entitled to one vote for each share of stock held by them.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 472.

An Act

To incorporate the Hamburg Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Charles M. Schomo, David Fink, David Fister, Beneville Derr, J. A. Briteman, Jacob Geiger, James Prutzman and their successors, be and they are hereby made and created a corporation and body politic, by the name and style of the Hamburg Savings Bank, and by that name shall by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend, in courts of law or equity, or in any other place whatever, and to make, have and use a common seal, and the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and promote the object and design of this act of incorporation, to be located in Hamburg, in the county of Berks: *Provided,* That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained: *And provided further,* That nothing in this act contained shall be so construed as to confer upon the same corporation banking privileges, except on money discounted, or so as to exempt the same from the operation of the laws of this commonwealth prohibiting the issue of bank notes or engagements of credit in the nature thereof.

Name.
Powers and
privileges.

Misnomer.

Prohibition.

Business.

SECTION 2. That the business of the said corporation shall be to receive and deposit from time to time such sums of money, not less than ten cents, as may be offered by tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in the stocks or bonds of any city, authorized to be issued by any act of this commonwealth, or in other stocks, or in bonds and mortgages and approved and valid securities; the said corporation shall receive all sums of current money offered as aforesaid, and shall invest the same in the manner aforesaid, as soon as practicable; they shall allow to the depositors interest on the deposits, to be regulated by the trustees as hereinafter provided; and they shall pay the amounts deposited, with the interest thereon or any part thereof, not less than ten cents, to the depositors at the place of business of the said corporation, at any time during business hours, on demand: *Provided however,* That not more than twenty-five dollars shall be required to be paid to any one depositor upon any one day, unless a written notice of the sum intended to be demanded shall have been given at least ten judicial days before the time when such payment is desired to be made.

Interest to de-
positors.Payment of de-
posits.Notice required
where amount
exceeds \$25.

SECTION 3. That the real estate which it shall be lawful for said corporation to hold, shall be only such as is requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase, at a judicial sale or otherwise, to secure debts due to them.

Real estate.

SECTION 4. That the persons named in the first section of this act, or any nine of them, shall elect by ballot nine persons, either from among those named in this act or others, to be first trustees of the said corporation; no person to be considered elected unless he shall have received the affirmative vote of at least five of their number, at any election held by ballot; that the said trustees shall elect from among themselves a president and vice president, and shall appoint such other officers as they may deem necessary; that six of the said trustees shall form a quorum, and that the affirmative vote of at least five shall be requisite to authorize the sale or transfer of securities, or the appointment of any officer receiving compensation; that the president, vice president, or any trustee or any officer or servant of the said corporation, shall not directly or indirectly borrow the funds of the said corporation nor any part thereof, nor use the same nor any part thereof, in any other manner than that hereinbefore provided, except for the payment of the necessary expenses, under the direction of the board of trustees; that the said trustees shall meet regularly at least once a month; and that any trustee omitting to attend the said regular meeting for six successive months, may, by a vote of the board, be declared to have vacated his office; that the said trustees shall have power to enact by-laws.

Election of trustees.

Officers.

Quorum.

Sale or transfer of securities, &c.

Officers, &c., not to borrow funds.

Meetings of trustees.

By-laws.

SECTION 5. That the trustees shall regulate the rate of interest upon the deposits, and publish the same annually; that interest shall not be allowed to any depositor until his deposit amounts to two dollars, the interest to be calculated by calendar months only, and no interest to be allowed for the fraction of a month; that deposits made by minors or married women may be repaid to them, and their receipts shall discharge the said corporation from any further claim for the sums so repaid.

Interest, rate of, &c.

Deposits by minors or married women.

SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in the first section, and such others as may become members of the institution, previous to granting letters of incorporation, to raise and form a capital of not less than five nor more than fifty thousand dollars, in shares of twenty dollars each; which capital shall at all times be liable to the depositors for the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the institution, in such manner as may be designated by the by-laws of the said institution.

Capital to be raised for security of depositors

Shares transferable.

SECTION 7. That it shall be the duty of the trustees, in the month of January in each year, to report to the legislature the aggregate amount of the deposits on hand, with the interest which has accrued thereon; and as often as they may deem proper make and declare a dividend of the interest and profits of said corporation, after paying its expenses and re-

Trustees to report to legislature.

Dividends.

serving a fund for contingencies, and the same to pay over to the shareholders or their legal representatives, within ten days thereafter, and to make a full exhibit of the affairs of the said institution, according to the acts of assembly in such case made and provided.

Officers and agents to give security.
Expenses of searches, &c., to be paid by borrower.
Books to be open for inspection.

SECTION 8. That the officers and agents of said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate the expenses of searches, examination and certificates, and recording papers, shall be paid by the borrower; that at all times the books of the corporation, during business hours, shall be open for the examination and inspection of such person or persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to the supervision and control of the court of common pleas of the county of Berks and the supreme court of Pennsylvania, according to the provisions of the constitution of this commonwealth, and the several acts of assembly conferring equity jurisdiction upon the said courts.

Subject to.

Trustees to give bond.

SECTION 9. That each and every person, upon entering upon the discharge of the duties of trustee in pursuance of this act, shall be required to issue a bond to the commonwealth of Pennsylvania, in such amount as the court of common pleas of Berks county may fix, to be filed with the prothonotary of said court, and conditioned for the faithful keeping and appropriation of all such sums of money as shall be placed in charge of said Hamburg Savings Bank, whether as deposits or shares of stock: *Provided*, That said court of common pleas may at any time require the amount executed of said bond to be enlarged.

Charter.
Reservation.

SECTION 10. That this charter shall continue in force for a period of twenty years; but the legislature reserves the right to repeal, alter or amend the same, at any time when they shall deem it necessary for the public good: *Provided however*, That no injustice be done to the corporators: *Provided*,

Proviso.
Bonus and taxes

That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 473.

An Act

To incorporate the Pennsylvania Joint Lumber and Land Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That William E. Dodge, Daniel James and James Stokes, Corporators.

hereby created a body politic and corporate, by the name, style and title of the Pennsylvania Joint Lumber and Land Title.

Company, and by such name, style and title shall have perpetual succession, and shall be capable in law and in equity Powers and privileges.

of suing and being sued, impleading and being impleaded, and granting and receiving in its corporate name such real and personal property as may, in the discretion of its board of directors, be deemed necessary and convenient in the prosecution of its business, with power to mortgage, sell, lease or otherwise dispose of the same or any portion thereof.

SECTION 2. The amount of land held by said corporation shall not at any one time exceed one hundred acres over and beyond the amount now held, owned and possessed by the Limitation as to amount of land to be held.

said William E. Dodge, Daniel James and James Stokes, under the firm names of Phelps, Dodge and Company, Dodge, James and Stokes; and such lands of William E. Dodge as he shall choose to sell and transfer to said corporation, and wheresoever situated, shall be included in and form a part of the stock of said corporation; and said lands and tenements shall be entered at such rate per acre and in such form and Lands which William E. Dodge transfers to corporation to form part of stock.

manner as the above named corporators, or a majority of them, or their successors and assigns, shall deem to be for the interest of said corporation: *And provided further,* That said corporation shall have the right to construct such roads, tram-ways or railroads, not exceeding ten miles in length, as may May construct roads, tram-ways or railroads.

be necessary for transporting timber and lumber to and from their mills in the county of Clinton, or elsewhere: *And provided further,* That said railroads shall be constructed in accordance with the provisions of the act of February nineteenth, Anno Domini one thousand eight hundred and forty-nine, in relation to the incorporation of railroad companies, and the several supplements thereto; and for the purpose of said construction and operation said company shall be entitled to all the rights, powers and privileges of any general law of the commonwealth relating to railroad companies. Proviso.

SECTION 3. That the capital stock of said corporation shall be one hundred thousand dollars, divided into shares of one hundred dollars each, with power, by a vote of a majority of the shareholders, at any time, to increase the same to such an amount, not exceeding one million dollars, as the business of Capital stock.

said corporation, in the judgment of a majority of the shareholders, shall require.

Business.

SECTION 4. The business of said corporation shall be restricted to the purchase, manufacture and sale of timber, lumber, shingles, lath, pickets and other wares, fabrications of wood and implements of husbandry.

Election of directors.

SECTION 5. That the corporators named in this act, or a majority of them, shall elect persons to serve as directors, the number of whom shall be agreed upon by the said corporators; that a majority of said directors shall constitute a quorum for the transaction of business, and they shall hold their offices until their successors shall have been elected in accordance with the by-laws.

Quorum.

Seal.

SECTION 6. The said corporation shall have authority to have and use a common seal, and the same to alter and renew at pleasure; to appoint all necessary officers and agents for the transaction of the business of the company, and to make such by-laws, rules and regulations for the conducting of its affairs, not inconsistent with the constitution and laws of this state or the United States, as may be agreed upon at any meeting of the stockholders, and the same at any time to change, alter or amend.

Officers and agents.

By-laws, &c.

Offices.

SECTION 7. That it shall be lawful for the said company to establish the necessary offices for the business of the company wherever their business is located, and to have their principal office in such place in the United States as they may deem expedient, at which place it shall be lawful to hold meetings for the transaction of the business of the company.

Individual liability of stockholders.

SECTION 8. The stockholders of said corporation shall be liable in their individual capacities and estates for all debts contracted for the wages of labor, to the same extent as though it were organized under the general act for mechanical, manufacturing, mining and quarrying purposes, approved July eighteenth, one thousand eight hundred and sixty-three, and shall pay unto the treasury of the commonwealth a bonus of one-fourth of one per centum on the capital stock hereby authorized, or hereafter created, in two equal annual instalments, as provided in the act of May first, one thousand eight hundred and sixty-eight, and such taxes on dividends as are now or may hereafter be required by law.

Bonus and taxes on dividends.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 474.

An Act

Authorizing the school directors of Lock Haven school district to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Lock Haven district, Clinton county, are hereby authorized and empowered to borrow fifteen thousand dollars to pay the indebtedness of the district, at a rate of interest not exceeding eight per centum, and to issue coupon bonds for the same in sums of not less than one hundred dollars, redeemable in five and ten years.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 475.

A Supplement

To an act, entitled "An Act relative to the Sunbury Lumber Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Sunbury Lumber Company be and are hereby authorized to borrow, by and through the board of managers of said company, any sum not exceeding thirty thousand dollars, for the purpose of completing their saw-mill and improvements, in sums not less than five hundred dollars, bearing interest at a rate not exceeding ten per centum per annum, and to issue the bonds of the company therefor, redeemable in three years, at the option of the company, payable at any time therein to be mentioned, not exceeding five years from date, and to secure the payment of the said bonds by a mortgage

Authorized to
borrow money
and issue bonds.

of their steam saw-mill, lands and other property, together with their corporate franchises.

Quorum of
managers.

Notice of annual meeting of
stockholders.

SECTION 2. That any four of the board of managers of said company shall constitute a quorum; and that hereafter it shall only be necessary to publish a notice of the time and place of meeting of the stockholders of said company for the annual election of the officers and managers thereof, in one newspaper published in the county of Northumberland.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 476

An Act

To extend the provisions of an act extending the statute of limitations for collecting the fees of sheriffs and other officers of Armstrong county, to Clearfield county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act extending the statute of limitations for collecting the fees of sheriffs and other officers of Armstrong county," approved twenty-seventh February, Anno Domini one thousand eight hundred and sixty-nine, be and they are hereby extended to the officers therein named, in the county of Clearfield; the limitation therein named to run for three years from the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 477.

A Supplement

To an act, entitled "An Act relating to road laws in Delaware county," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act the number of road and bridge viewers for vacating roads, and viewers and jurors for assessing damages on all streets, roads and public highways, appointed by the court of quarter sessions of Delaware county, shall be three; and that so much of section one of an act, entitled "An Act relating to road laws in Delaware county," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-nine, as is hereby altered, be and the same is hereby repealed.

SECTION 2. That damages done to the owners of lands through which any state road may be laid out by authority of an act of general assembly of this commonwealth, and opened in the county of Delaware, and also damages done by the opening of any street in any borough or city in said county of Delaware, shall be assessed by three jurors appointed by the court of quarter sessions of said county, on petition of persons through whose lands such road or street may pass, or other persons interested in the same, as jurors to view and assess damages on other public roads and highways are now appointed by said court in said county; and said jurors shall each receive the sum of two dollars per day for their services, to be paid by said county; and such state roads as have heretofore been laid out in said county as aforesaid, when opened, the damages shall be assessed to the land owners under the provisions of this act: *Provided*, The mode of assessing damages shall not be provided for in the act under which such roads have been laid out.

SECTION 3. That the provisions of section three, and so much of the provisions of section four, five and six of said act of assembly, entitled "An Act relating to road laws in Delaware county," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-nine, as relates to the assessing and payment of damages, shall be extended to and apply to the assessing of damages on public roads, highways and streets in the cities, boroughs and towns in said county of Delaware, excepting therefrom such roads and streets as may be laid out and opened, or widened, in the city of Chester, by the authority of the mayor and council of said city, where the damages are provided to be paid by the said city of Chester, under existing laws.

SECTION 4. That so much of any act of this commonwealth

Number of road and bridge viewers and jurors.

Damages done by opening state roads and streets, to be assessed by three jurors.

Compensation.

Certain provisions extended to assessing of damages on roads and streets in cities, &c.

Repeal.

as is hereby altered or supplied, be and the same is hereby repealed, so far as relates to the county of Delaware.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 478.

An Act

Relating to the collection of taxes in the county of Clearfield.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of the commissioners of Clearfield county, in each and every year immediately after the assessment of taxes for state and county purposes shall be completed, not later than the first Monday of April, in the manner prescribed by law, to cause their clerk to make out fair duplicates of all seated real estate and personal property assessed, with the taxes thereon, in a convenient form, and deliver the same to the treasurer of said county, together with a certificate, under their hands, attested by the clerk, duly certifying the same to have been regularly assessed.

Duty of county commissioners.

Duty of county treasurer.

SECTION 2. That it shall be the duty of the treasurer of said county, after he shall receive the duplicates of the assessments from the county commissioners, as hereinbefore provided, to give at least thirty days' notice, by weekly publication in two newspapers printed in said county, and also by at least ten written or printed handbills to be put up in the most public places in each township, borough or ward in said county, of the times at which he will attend at the place of holding the township or borough elections in each township or borough of said county, for the purpose of collecting and receiving state, bounty and county taxes; and it shall be the duty of the said treasurer, in person or by deputy, to attend at least one day in each township and borough in said county, for the purpose aforesaid, previous to the first day of September in each year, and he shall give receipts for taxes in all cases when required by the persons paying the same: *Provided*, That if any person or persons shall, on or before the first day of September aforesaid, pay to such treasurer the amount of

Deductions for prompt payment of taxes.

his or her taxes, such person shall be entitled to a deduction of five per centum on the amount thereof.

SECTION 3. In case any state, bounty or county tax, assessed in any township or borough within said county, shall remain unpaid for a period of thirty days from and after the first day of September aforesaid, it shall be the duty of the treasurer to issue his warrant, under his hand, accompanied by a schedule of all such unpaid taxes, adding thereto five per centum, and the names of the persons, respectively, to whom the same are charged in the proper duplicates, directed to the constable of the proper township or borough, or if there be no constable therein, then the treasurer shall appoint some suitable freeholder, whose duty it is hereby made to receive the same, authorizing and requiring him to demand and receive, from the persons named in the schedule, the sums with which they are charged respectively; and the said warrants shall further authorize and require such constable or collector, in case any person named in the schedule annexed shall fail to pay the amount with which such person is therein charged, after demand therefor made by such constable or collector, to levy the same by distress and sale of goods and chattels of such delinquent, giving ten days' public notice of such sale, by three written or printed advertisements; and in such case the constable or collector shall be entitled to retain out of the proceeds of such sale, after first deducting the taxes, the same fees as are now allowed to constables by law for a levy and sale upon a writ of execution: *Provided*, Where the said taxes are paid on demand, or within ten days thereafter, the constable or collector shall be entitled to receive as a compensation five per centum in full for his services.

In case of non-payment of taxes, treasurer to issue warrant to constable or collector.

Compensation of constable or collector.

SECTION 4. That upon the delivery of the county treasurer of his warrant to any constable or collector, according to the provisions of this act, he shall charge such constable or collector with the whole amount of taxes contained in the schedule thereto annexed, in a book to be provided for the purpose, from which liability such constable and his sureties, under the provisions of this act, shall only be discharged by payment of said amount, after deducting such exonerations as may be allowed to such constable or collector, and certified to the said treasurer by the county commissioners for mistakes, indigent persons, unseated lands, and other cases wherein exonerations are now allowed by law to collectors of taxes.

Treasurer to charge constable or collector with taxes contained in schedule annexed to warrant.

SECTION 5. The bonds of the constables, now required by law, shall stand as security for the faithful performance of their duty under this act; and in case the court of quarter sessions of Clearfield county shall deem the same to be insufficient, it shall be lawful for said court to direct that a bond, in a penalty not more than double the amount now required, shall be given.

Security for faithful performance of duty by constables.

SECTION 6. That it shall be the duty of the constables or collectors, who shall receive warrants from the treasurer of said county, under the provisions of this act, to settle their accounts, obtain their exonerations and pay over to the treasurer of said county all moneys collected by them in pursuance of the said warrants, within two months from and after

Duty of constables or collectors.

Day of delivery of warrants to be endorsed thereon and entered in book.

the day of the delivery of such warrants to them respectively, which day shall be endorsed on each warrant by the treasurer issuing the same, and shall also be by him entered in a book to be by him kept for that purpose, which book, verified by the oath or affirmation of such treasurer, or, in case of his death, absence out of the state, or other inability to appear and testify, by the oath or affirmation of any credible person proving the hand-writing of such treasurer, shall be competent evidence to establish the fact of the delivery of any warrant or warrants to any constable, or constables, as aforesaid, in any court of law in the commonwealth.

Failure of constables or collectors to make proper settlements.

SECTION 7. That in case any constable or collector shall fail to make the settlement and payment in the preceding section of this act, within the time aforesaid, it shall be the duty of the treasurer of said county immediately to cause an action of debt, in the name of the commonwealth, to be brought upon the bond of such constable or collector; and if upon the trial of any such suit it shall appear that such constable or collector has not complied with the provisions of this act, judgment shall be rendered against the defendants therein for the amount for which such constable is delinquent, together with interest at the rate of twelve per centum per annum, from and after the expiration of the aforesaid two months, and full costs of suit; and in all such cases there shall be no stay of execution or other stay, any law to the contrary notwithstanding, but it shall be the duty of the said treasurer to prosecute such judgment to execution and satisfaction without delay.

Failure of treasurer, &c., to perform duties required.

SECTION 8. That if any treasurer or constable, or collector, shall fail or refuse to perform any of the duties required of them respectively by this act, he or they shall, for every such offence, forfeit and pay a fine of fifty dollars, which shall be recoverable in the name of the commonwealth, at the instance of any person who will sue therefor, in the same manner as debts of like amount are now recoverable, with costs of suit; and the money when collected, shall go to the use of the schools in the respective wards, boroughs or townships where the forfeiture shall have been incurred.

Compensation of treasurer.

SECTION 9. The treasurer shall be entitled to five per centum on all taxes collected and paid out by him under this act.

Repeal.

SECTION 10. That all laws or parts of laws inconsistent herewith, so far as the same relate to the county of Clearfield, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 479.

A Supplement

To an act, entitled "An Act authorizing the laying out of a state road from New Castle, in Lawrence county, to Emlenton, Venango county," passed April fifth, Anno Domini one thousand eight hundred and fifty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That R. R. Walker, Patrick M'Bride and William Morrison, of Butler county, are hereby appointed commissioners to proceed, as soon as practicable, to review, alter, change and locate that part of said Emlenton and New Castle state road which lies between Harrisville and Anderson's Mills, in Butler county, under the same requirements, with the same powers, privileges and pay, in all respects, as in the original bill or act to which this is a supplement. Commissioners appointed to review, &c.

SECTION 2. That it shall be the duty of the supervisors and road-masters of the several townships through which the said road may pass to apply at least one-half the tax assessed for road purposes, on property lying within one mile on each side of said road, to the opening and repairing of said road each year, until the same is in good condition; and that neglect to do so shall be deemed a misdemeanor, and be punished as such as the law directs. Duty of supervisors and road-masters.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 480.

An Act

To prevent cattle, horses, sheep or hogs from running at large in the township of Wrightstown, in the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the first of May next no cattle, sheep or swine shall be suffered to run at large or upon the public roads or highways in the township of Wrightstown, in the county of Bucks, under the penalty of three dollars for the first offence, and for any subsequent offence no less than five or more than seven dollars, one-half to any one who may sue for the same, and one-half to the school funds of said township, to be sued for and recovered as debts of like amount are now recoverable: *Provided*, That all persons whose personal and real estate does not amount to one thousand dollars, and who shall keep only two cows for the use of their families, shall not be subject to the provisions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 481.

An Act

To provide that justices of the peace may hold the office of notary public in Westmoreland county, and to authorize the governor to appoint an additional notary public in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of an act to enable the governor to appoint notary publics, and for other purposes therein mentioned, approved the fourteenth day of April, one thousand eight hundred and forty, as renders or has been construed to render justices of the peace ineligible to the office of notary public, be and the same is hereby repealed, as far as relates to Westmoreland county; and the governor is hereby authorized and empowered to appoint one additional notary public for the county of Westmoreland, to hold his office in Irwin borough.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 482.

An Act

Relative to the fees on unseated lands in the county of Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the fees received by the county treasurer of the county of Centre, for advertising each tract of unseated lands, including printer's charge, shall be one dollar per tract, instead of fifty cents as now provided by law.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 483.

An Act

Relating to the Hanover Presbyterian Church of Dauphin county.

WHEREAS, The Hanover Presbyterian Church of Dauphin county, in this commonwealth, by reason of the death of its founders, and the death or removal of their descendants and nearly all their successors, has gone into disuse and dilapidation: Preamble.

And whereas, The founders of the said church, and their successors for several generations, are buried in the cemetery adjacent and belonging thereto, and it is proper that the same should be kept in decent repair out of the property belonging to said church:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Robert Stewart, John Hampton and David Fleming, be and they are hereby appointed trustees to sell so much of the real estate and other property belonging to the said Hanover church, with the appurtenances, as they or a majority of them may deem advisable, not to include the said cemetery, with a

Trustees appointed to sell property and invest proceeds.

To apply interest to repair of walls, &c.

reasonable curtilage thereto, and invest the proceeds of such sale or sales in such bonds or other securities as shall be approved by the court of common pleas of Dauphin county, and apply the interest accruing thereon to the repair and maintenance of the walls around said grave-yard or cemetery, and the taking care of and improving the grounds within the enclosure.

To give security

SECTION 2. The said trustees shall give security, to be approved of by the said court, for the faithful execution of their trust; and in case of the death, resignation or inability to act of any of the said trustees or their successors, the said court from time to time shall appoint a successor or successors to fill the vacancy, who shall give security in like manner.

Vacancies.

To keep accounts of receipts and disbursements.

SECTION 3. The said trustees shall keep regular accounts of their receipts and disbursements in the premises, and shall be liable to account, on application of any person interested, to the said court, as other trustees are now by law liable to account.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 484.

A Supplement

To an act, entitled "An Act incorporating the North Penn Iron Company of Northampton county," approved the twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of said act of assembly, approved April twenty-first, one thousand eight hundred and sixty-nine, as relates to the mining of coal, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

° No. 485.

An Act

To fix the standard weight of coal and coke in the counties of Beaver and Butler.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the standard weight of bituminous coal in the counties of Beaver and Butler be and is hereby declared to be seventy-six (76) pounds avoirdupois to the bushel of merchantable coal. Standard weight of bituminous coal.

SECTION 2. That the standard measure of coke manufactured from bituminous coal, in the counties of Beaver, when sold by the bushel, shall be two thousand six hundred and eighty-eight (2,688) cubic inches, and the standard weight per bushel shall be forty (40) pounds. Standard measure and weight of coke.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 486.

An Act

Relative to the collection of taxes in the borough of Bridgeport, in the county of Montgomery.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the laws now in force for the collection of taxes on unseated lots or lands within the several counties of this commonwealth, be and the same are hereby extended and made applicable to the collection of borough taxes on all vacant lots and pieces of ground within the limits of the borough of Bridgeport, in the county of Montgomery; and upon the sale of any such lots or pieces of ground, within the limits of said borough, it shall be the duty of the treasurer of said county

to pay to the treasurer of said borough of Bridgeport the amount of the said borough taxes which may be due thereon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 487.

An Act

To authorize the school directors of the borough of Bellefonte, in the county of Centre, to borrow money for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Bellefonte, in the county of Centre, be and they are hereby authorized to borrow any amount of money, not exceeding ten thousand dollars, payable at any time not exceeding five years from the first day of July next, and to issue bonds therefor, at a rate of interest not exceeding eight per centum per annum, signed by the president and secretary of the board, for the purpose of erecting suitable buildings and purchasing furniture for the use of the schools of said borough; and such bonds, so issued as aforesaid, shall be exempt from taxation, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 488.

An Act

To increase the compensation of jurors in the counties of Wayne and Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the compensation of jurors in the several courts in the counties of Wayne and Huntingdon shall be two dollars per diem; and all laws heretofore enacted, regulating the compensation of jurors in said county, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 489.

An Act

To authorize the school directors of Lincoln township, Allegheny county, and Big Beaver township, Lawrence county, to levy and collect additional tax for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the board of school directors of Lincoln township, in the county of Allegheny, and Big Beaver township, Lawrence county, annually to levy upon and collect, from every male citizen over twenty-one years of age, a poll tax not exceeding three dollars, to be used for school purposes in said districts.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 490.

An Act

Relating to the collection of taxes in the borough of Dunmore.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the tenth section of the act incorporating the borough of Dunmore, approved the tenth (10th) day of April, Anno Domini one thousand eight hundred and sixty-two, relating to the collection of taxes, be and the same is hereby repealed.

Compensation
of treasurer.

SECTION 2. That the treasurer of said borough shall hereafter receive one per centum on all moneys passing through his hands, and no more, which shall be his compensation in full for services as treasurer of said borough.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 491.

An Act

To repeal an act, entitled "An Act giving a bounty on fox and wild cat scalps in Westmoreland and Berks counties," so far as the same relates to Westmoreland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act giving a bounty on fox and wild cat scalps in Westmoreland and Berks counties," approved the twentieth day of April, Anno Domini one thousand eight hundred and sixty-four, be and the same is hereby repealed, so far as the same relates to the county of Westmoreland.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 492.

A Supplement

To an act, entitled "An Act regulating banks," approved the sixteenth day of April, one thousand eight hundred and fifty, relating to the Farmers' Bank of Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon the petition, verified by oath of one or more of the stockholders or creditors of the Farmers' Bank of Schuylkill county, setting forth the insolvency of said bank, it shall be the duty of the court of common pleas of said county to appoint one or more assignees to settle and wind up the affairs of said bank; such assignee or assignees shall be subject to the provisions of the act of assembly of the sixteenth of April, one thousand eight hundred and fifty, and of all other acts relating to assignments for the benefit of creditors, and have all the powers conferred upon assignees by the acts aforesaid; and the directors of the said bank shall, within ten days after such appointment of assignees, file in the office of the prothonotary of the said court of common pleas, verified by oath or affirmation, a full statement of the affairs of said bank, as required by said act of the sixteenth day of April, one thousand eight hundred and fifty; and the said court shall have power to appoint one or three auditors, who shall have all the powers conferred upon auditors under said act, and for the purposes therein named.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 493.

A Further Supplement

To an act, entitled "An Act to incorporate the city of Carbondale."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Select council-
men to dis-
charge duties of
commissioners.

To appoint clerk

Compensation.
Repeal.

That the select councilmen of said city shall also discharge the duties of commissioners of the said city, who shall perform the duties pertaining to the office of county commissioners of the several counties of this commonwealth; and that within five days after taking their oath of office as select councilmen, they shall appoint one of their number to be commissioners' clerk; and that while actually engaged as such commissioners and clerk they shall receive, out of the funds of the said city, one dollar per day each for their services.

SECTION 2. The twenty-fourth section of the act, entitled "An Act to incorporate the city of Carbondale," approved the fifteenth day of March, Anno Domini one thousand eight hundred and fifty-one, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W GEARY.

No. 494.

An Act

To amend the act supplementary to an act, entitled "An Act relating to roads, highways and bridges," approved April thirteenth, Anno Domini one thousand eight hundred and forty-three.

WHEREAS, The county commissioners of the various counties are often in doubt as to their duties when a county bridge is wholly, or almost wholly, swept away, and they are often under the necessity of waiting until a new view has been had and approved by the grand jury and court, by reason of which great inconvenience is often caused to the public; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act supplementary to an act, entitled "An Act relating to roads, highways and bridges," be amended by substituting for it the following, and repealing the supplement: "That from and after the passage of this act it shall be the duty of the county commissioners of the several counties of this commonwealth to repair all bridges erected by the county and re-build any which have been or may hereafter be carried away, wholly or in part, and to pay the expenses of such re-

pairs or re-building out of the county treasury, in the usual manner, except the counties of Bedford, Washington, Westmoreland, Tioga, Potter, Cambria, Somerset, Armstrong, Allegheny and Montgomery:" *Provided*, The provisions of this act shall apply only to the county of Wayne.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 495.

A Further Supplement

To increase the compensation of the county auditors of Somerset county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the county auditors of Somerset county, for each and every day they are officially engaged, shall receive three dollars per diem for their services, to be paid as regulated by act approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 496.

A Further Supplement

To an act to authorize the school district of the borough of Uniontown, Fayette county, to borrow money, approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school district of the borough of Uniontown, in the county of Fayette, is hereby authorized and empowered to borrow money, not exceeding three thousand dollars, for the same purpose, on the same terms and conditions, and with the same exemptions as are contained in the act to which this is a supplement.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 497.

An Act

To incorporate the Pittsburg Coal Exchange Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That William H. Brown, John F. Dravo, James Watson, Thomas Fawcett, George Lisle, John Risher, James O'Neal, James Lynn and George Miller, be and they are hereby appointed commissioners to do and perform the several duties hereinafter named, to wit: They shall, on or before the first day of April next, procure one or more books, and therein enter as follows: We whose names are hereto subscribed, do promise to pay to the Pittsburg Coal Exchange Company the

Duties.

sum of fifty dollars for every share of the stock of said company set opposite our respective names, and at such times as shall be determined by the president and directors of said company; and said commissioners shall proceed thereupon to receive subscriptions for the stock of the said company, at such times and places, and in such manner as they shall think best, each person paying, at the time of subscribing, the sum of five dollars per share to said commissioners; and when two hundred shares of said stock are subscribed for, then the said commissioners, or a majority of them, shall certify the same under their hands and seals, with the names and the amounts so respectively subscribed, to the governor of this commonwealth; whereupon it shall and may be lawful for the governor, by letters patent, under his hand and the seal of the state, to create and erect the said subscribers, and also those who may afterwards subscribe, into one body corporate and politic, in deed and in law, by the name, style and title of the Pittsburgh Coal Exchange Company, and so to continue until the first day of April, Anno Domini one thousand eight hundred and ninety; and by that name sue and be sued, plead and be impleaded, defend and be defended, and by that name are hereby made able and capable in law to have, purchase, receive, possess, enjoy and retain, to them and their successors, such real estate as may be necessary for their use, not exceeding in value fifty thousand dollars, and the same to sell, grant, mortgage and devise; also to have and use a common seal, and the same to alter and renew at pleasure; and also to establish and put in execution all such by-laws and regulations as they may deem necessary for governing and regulating said company.

Letters patent.

Title.

Powers and privileges.

SECTION 2. That after the issuing of the letters patent the said commissioners, or a majority of them, shall appoint a day for a meeting of the stockholders, of which meeting public notice shall be given at least two weeks previously thereto, in one or more daily newspapers published in the city of Pittsburgh, and the subsequent elections shall be held annually, at such time and place as the president and directors may determine, of which two weeks' previous notice shall in like manner be given; at the time and place appointed the said stockholders shall convene and, by ballot, elect seven persons for directors, who shall continue in office for one year, or until their successors be elected; that in the election of directors, and all other matters requiring the votes of the stockholders, each share shall be entitled to one vote; and all votes by proxy shall be on such terms and conditions as are prescribed by the act of assembly, passed the twenty-eighth of March, Anno Domini one thousand eight hundred and twenty, entitled "An Act to regulate proxies:" *Provided however*, That no person shall be elected a director who is not a stockholder; and all vacancies occasioned by death or resignation, or refusal to serve, shall be supplied by the directors until the annual election.

Meeting of stockholders.

Election of directors.

Votes.

Vacancies.

SECTION 3. That the stock of said company shall not be less than ten thousand dollars, nor more than fifty thousand dollars, to be divided into shares of fifty dollars each, which

Stock.

shall be paid in such instalments as the said company shall, by their directors, direct.

Management.

SECTION 4. That the affairs of said company shall be conducted by the board of directors chosen as aforesaid, who shall, on the day after the election, meet and organize by electing one of their own number to act as president; they shall have power to appoint all officers and agents which may be necessary and needful, and fix their compensation or wages, and the same discharge at pleasure; and at their first meeting, and annually thereafter, they shall appoint a treasurer and book-keeper, and from the treasurer shall require such security as they shall think sufficient to secure the proper performance of his duties; a quorum of the board of directors, for all purposes, shall be five persons; in the election of president and other officers they shall vote by ballot; they shall keep, or cause to be kept, a fair minute of all their proceedings, and at the annual meeting of the stockholders make a report of the business of the past year in writing, and a statement of the condition of the finances; they shall also make such by-laws and regulations for the government of themselves and officers, in the conducting of the business, as may to them seem necessary and proper, which shall not be inconsistent with this charter, the constitution and laws of this commonwealth or of the United States.

Officers and agents.

Quorum.

Minute of proceedings, &c.

By-laws and regulations.

Upon organization of board of directors, commissioners to pay over monies received.

Certificates of stock, &c., by whom to be signed and countersigned.

Transfers.

Object.

Investment of capital.

How interest to be applied.

In what case directors may make assessment on shares.

SECTION 5. That so soon as the board of directors are organized, and the treasurer has given the required security, the aforesaid commissioners shall, after deducting all incidental expenses, pay over unto the said treasurer the money received by them from the stockholders at the time of subscribing, together with the subscription books, and the board of directors may continue to take subscription for stock until the whole one thousand shares be taken; certificates of stock and all contracts or legal obligations which may be necessary for the managers to enter into, shall be signed by the president and countersigned by the treasurer, with the seal of the company attached; the stock of the company shall be assignable and transferable by the holders thereof to such person or persons as are engaged in the coal business in Allegheny or adjacent counties, at the office of the company, and in the presence of the treasurer only; but no stockholder shall be permitted to transfer his stock while any instalment due thereon shall remain unpaid, except by special order of the board of directors to that effect.

SECTION 6. The sole object of this company being to supervise the interest of the coal trade and dealers in coal in Allegheny county, and counties adjacent, who ship coal to home or foreign markets by rivers, canals or railroads, their capital shall be invested in the stocks of this commonwealth or of the United States, or any other good securities, and the interest thereof to be applied to the payment of the expenses attending the performance of the duties imposed by this charter, except so much of said capital as may be used in the purchase of real estate, as allowed in section one; in case the interest arising from the capital shall not be sufficient to defray the expenses which may be necessary to incur, it shall be

lawful for the directors to assess on each share of stock so much per cent. as may be sufficient to meet the expenses.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 498.

A Supplement

To supply the borough of Lewisburg with water.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporation of the borough of Lewisburg, in the county of Union, by their burgess and town council, be and they are hereby authorized and required to procure and introduce in said borough a sufficient supply of pure, fresh water for the use of the citizens thereof, at the expense of said borough.

Borough to procure supply of water.

SECTION 2. That in order to carry into effect the provisions of the foregoing section, the said burgess and town council shall provide, erect and maintain all works and machinery or engines necessary or proper for raising and introducing into the said borough of Lewisburg a sufficient supply of fresh and pure water, at any point on the West Branch of the Susquehanna river which may be fixed upon; and for the purpose of erecting a water-power along the said shore, they shall be permitted to construct and make a canal along said shore, by the erection of a wall and embankment in the said river, not exceeding more than one hundred yards from low water mark: *Provided,* The same shall not obstruct the descending navigation of said river; and shall provide, erect and maintain the necessary buildings and machinery, either by water or steam power, for the purpose of raising and throwing water on the high grounds in the rear or neighborhood of the University buildings, or in such other proper place as may be selected by the burgess and town council, and shall provide, erect and maintain all proper cisterns and reservoirs for the reception of the water they may so introduce; and for this purpose they are hereby authorized and empowered, by themselves, their agents, artisans, engineers and workmen, with their tools, instruments, wagons and other carriages, and beasts of

Burgess and council to erect works on West Branch of Susquehanna river.

May make canal

Buildings, &c.

May enter upon lands and lay pipes.

burden or draft, from time to time and all times hereafter, to enter into such lands and enclosures, and public or private highways, as may be necessary, and to occupy, dig, ditch and lay pipes through the same, and the same to raise, alter and repair, doing as little damage to private property as possible, and making compensation to the owner or owners thereof in the manner hereinafter provided.

May enter upon lands between works and reservoir and dig ditches.

SECTION 3. The burgess and town council of the borough of Lewisburg, and their successors in office, their superintendents, engineers and laborers, with their tools, instruments, wagons and other carriages, and beasts of burden or draft, may enter upon any lands, streets or lanes, alleys or highways, laying between the water works on the banks of the West Branch of the Susquehanna river and the reservoir authorized to be constructed by this act, and dig ditches for the purpose of laying pipes from said water works to the said reservoir or reservoirs, and to lay pipes for the conveying of water through said lands, from time to time and at all times hereafter, through any part of said borough, and if necessary, for the purpose of taking up, repairing and laying down again said pipes as often as the same may be required; and also to take and convey away stone, earth, sand or other materials necessary to the construction of said reservoirs, or to the proper laying down of the said pipes.

Authorized to purchase lands.

SECTION 4. The burgess and town council, for the better carrying out of the objects aforesaid, in their corporate capacity, shall have power and they are hereby authorized and empowered to purchase any lands not exceeding ten acres, which may be required in the construction of the said water works, cisterns, reservoirs or laying down pipes, or for the purchase of procuring stone, sand, gravel or earth, and the same to hold in the corporate name of said borough in fee simple, or for any less estate, with full power the same or any part or parts thereof to grant, bargain, sell, alien, convey and dispose of at their will and pleasure; deeds to be executed in the usual way by the corporation of said borough.

Not restricted to West Branch of Susquehanna river in procuring supply of water.

SECTION 5. That in case the burgess and town council shall determine that they can introduce a sufficient quantity of pure, fresh water into said borough from another place than the West Branch of the Susquehanna river, at less expense and more advantageous to said borough, they be and are hereby authorized to do so.

Proceedings in cases of disagreement as to damages, &c.

SECTION 6. That if the parties cannot agree upon a compensation to be made to the owner or owners of any such lands, enclosures, public or private roads or highways, it shall and may be lawful for either party to present his, her or their petition to the court of common pleas of said county, setting forth the facts, and praying the court to appoint proper persons to view the lands and premises and value the same, or assess the damages; whereupon the court shall appoint three suitable and disinterested persons of the county of Union, whose duty it shall be, after being first sworn or affirmed, to view the lands and premises, and injuries complained of, and make report of the damages done, or the value of the lands so taken, to the next

court of common pleas, upon which report judgment shall be entered and execution issued thereon as in other cases of debt: *Provided however*, That the three viewers aforesaid, in estimating the damages, shall take into consideration the advantages as well as the disadvantages to the persons claiming; and should either party feel aggrieved, they shall have the right of appeal within twenty days from the filing of the report in the prothonotary's office, and also the right to a writ of error to have the proceedings reviewed in the supreme court; for which services the viewers shall be entitled to one dollar and fifty cents per day, and the officers of the court the same fees as for similar services in other cases, to be paid by the unsuccessful party.

SECTION 7. That the burgess and town council of the said borough of Lewisburg shall have full power and authority to pass, ordain and enact all laws and ordinances to enable them to convey the said water through the said borough in all directions, and to fix hydrants or fire plugs wherever they may deem proper, and to fix and determine the uniform rates of prices to be paid by the citizens and others for the use of said water, and to protect the water works, cisterns, reservoirs, pipes, plugs and hydrants from damage or destruction, and generally to do all things requisite and necessary for carrying into full and perfect effect the objects contemplated by this act.

Burgess and council may pass ordinances relative to conveyance of water, fix hydrants, &c.

SECTION 8. That if any person or persons shall wilfully take, lead, conduct or carry off, or shall knowingly suffer or permit to be taken, lead, conducted or carried off, any offal or any putrid, noxious or offensive matter from any dye-house, still-house, tan-yard, or shall drain the water from any barn-yard or stable, or from any manufactory, into the canal that may be constructed by the burgess and town council of the borough of Lewisburg aforesaid, for introducing water in said borough, or shall throw, cast or wilfully suffer to fall into the canal or head of the water works, or into any reservoir or reservoirs, or dam to be erected by the said corporation of the borough of Lewisburg, or shall go in to bathe or swim in said canal, race, reservoir or reservoirs or dam, or shall entice, throw, lead or conduct any animal therein, or shall cut, deface, mutilate or otherwise injure any part of the buildings, machinery or works that may be erected or purchased by the said corporation in pursuance of the powers given by this act, every such person or persons so offending shall forfeit and pay a sum not less than five dollars, at the discretion of the justice, to be recovered, with costs of suit, in the same manner as debts under one hundred dollars are by law recoverable, by any person who shall sue for the same, before any justice of the peace of the borough of Lewisburg or elsewhere, one-half of which said fine for the use of the informer and the other half to go to the borough treasury; and in all suits for fines or penalties under this act the informer or person suing shall be a competent witness, notwithstanding his or her interest in the fine or penalty; and if any person or persons so offending against the provisions of this section shall neglect or refuse to pay the amount for which judgment may be, as

Corrupting purity of water or injuring works, relative to.

aforesaid, rendered against him, and no goods or chattels can be found whereof to levy the same by execution, then every person so offending, and not paying, shall be committed to the jail of the county of Union for any period of time, not less than twenty-four hours nor more than sixty days, according to the discretion of the justice rendering the said judgment.

Use of steam power.

SECTION 9. Nothing in the act shall be taken to prevent the use of steam power in introducing water into the borough of Lewisburg: *Provided*, The same shall be deemed by the burgess and town council preferable to water power.

Burgess and council may furnish citizens in vicinity of borough with water

SECTION 10. That after said water works are constructed, and there is sufficient water, the said burgess and town council may cause to be laid pipes and furnish citizens in the vicinity of the borough of Lewisburg with water, on their paying a reasonable compensation for the use of the water.

Authorized to borrow money or issue bonds.

SECTION 11. The said burgess and town council of the borough of Lewisburg, in their corporate capacity, are hereby authorized and empowered, for the purpose of carrying into full effect the object of this act, to borrow any sum not exceeding fifty thousand dollars, in the name and upon the faith, credit and responsibility of the borough of Lewisburg, at an interest not exceeding eight per cent., or to issue bonds on the faith, credit and responsibility of said borough, not exceeding said sum of fifty thousand dollars, of a denomination not less than one hundred dollars each, not exceeding the rate of interest aforesaid, and to impose and assess such tax or taxes, from time to time, as may be necessary to pay the interest upon such loan or bonds, and to redeem the principal at such time and in such manner as may be conformable to the terms upon which the same is taken. That the income to the borough of Lewisburg from water rents shall be paid into the borough treasury, to be applied, first, to the payment of the interest upon the money borrowed by this act, and then to redeem the principal until it is paid.

Authorized to assess tax.

Income derived from water rents, how to be applied.

Water tax to be levied.

SECTION 12. That the burgess and town council of the borough of Lewisburg shall hereafter levy and assess a borough tax, to be called water tax, not exceeding one per centum on a dollar in any one year on the valuation of taxable property taken for the purpose of raising county rates and levies, to be applied exclusively to the construction of the water works aforesaid, and payment of moneys borrowed therefor; and that so much of any law inconsistent herewith, be and the same is hereby repealed, so far as respects this act.

Town clerk to keep book showing expenditures, &c.

Report to be published.

SECTION 13. That a book shall be kept by the town clerk, showing the expenditures in the construction of said water works, and also showing the income derived from the same, a report of which shall be published annually in the newspapers of the borough of Lewisburg, exhibiting a full statement of the receipts and expenditures of said water works.

Elections to determine expediency of constructing works, relative to.

SECTION 14. That the construction of said water works shall not be commenced until it shall be so determined by a majority of the votes polled by the qualified voters of said borough, at an election called for that purpose, which election may be ordered by the burgess and town council, on the application, in

writing, of not less than twelve of the qualified voters of said borough; and when such election is ordered, at least twenty days' notice of such shall be given in the newspapers published in said borough, which election shall be held by the election officers chosen to hold the general elections. Those in favor of commencing the construction of the water works shall vote a written or printed ticket, labelled on the outside, "water," and containing on the inside thereof the words, "for water;" and those who are opposed to commencing the construction of the water works shall deposit ticket labelled as aforesaid, and containing on the inside thereof the words, "against water;" and the officers of such election shall procure a box in which to deposit said tickets as they are voted; and the election shall be conducted in the same manner as other elections authorized by law, and frauds punished in same manner; and at close of said election said election officers shall carefully count the votes polled for and against commencing the construction of the said water works, and make return to the burgess and town council of said borough, which return, after entering on the records of the borough the number of votes polled for and against commencing the construction of the water works, shall be filed by the town clerk among the borough records; and if the majority of votes polled at such election should be in favor of commencing the construction of said water works, then said burgess and town council shall act accordingly; but if the majority of the votes polled as aforesaid, should be against it, then nothing further shall be done in the premises until application be made as aforesaid, for another election, which election shall be conducted from time to time, as hereinbefore provided in this section, until it should be finally decided to proceed with the works: *Provided however*, That such election shall not be held oftener than once in five months, and the expense shall be borne by the borough.

SECTION 15. That prior to the holding of an election by the qualified voters of the borough of Lewisburg, for the acceptance or rejection of this bill, it shall first be the duty of the burgess and town council of said borough to appoint a competent engineer to survey and estimate the probable expenses of introducing water under the provisions of this bill: *Provided*, The expense of such examination shall not exceed the sum of eight hundred dollars.

Burgess and council to appoint engineer to make survey and estimate expense.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 499.

A Further Supplement

To an act appropriating the moneys arising from fines and forfeitures to county purposes, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and eighteen, so far as the same relates to the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of a further supplement to the act, entitled "An Act appropriating the moneys arising from fines and forfeitures to county purposes," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and eighteen, which further supplement was approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-six, as limits the time during which the same shall remain in force, be and the same is hereby repealed, so far as the same relates to the county of Berks.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 500.

A Supplement

To an act, entitled "An Act to authorize the board of school directors of the Sixteenth ward of the city of Pittsburg, in the county of Allegheny, to borrow money for building purposes," approved April eighth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school board of the Howard sub-school district of the city of Pittsburg, in the county of Allegheny, the same being the Sixteenth ward of said city, be and they are hereby authorized and empowered to borrow a sum of money not

exceeding ten thousand dollars, for building purposes, for such term of years as said board shall deem expedient, and to issue bonds of said school district, in sums not less than one hundred dollars, bearing an interest not exceeding eight per cent. per annum; said bonds to be executed by the president and countersigned by the secretary of said board; and all of the bonds heretofore issued by the board of school directors, under the provisions of said act approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-nine, to which this is a supplement, shall be valid and binding on said district, and shall, together with all the bonds issued under this act, be a first lien or mortgage on all school property of said school district; and all of said bonds heretofore issued, and the bonds issued under this act, shall be exempt from all taxation except for state purposes, under the laws of this commonwealth: *Provided*, That so much of said act of April eighth, Anno Domini one thousand eight hundred and sixty-nine, to which this is a supplement, as requires said board to retire two thousand dollars annually, be and the same is hereby repealed: *Provided however*, That said board are hereby authorized to retire any sum more or less than two thousand dollars annually, out of any moneys in the treasury, after paying current expenses: *Provided*, That so much of section sixty-six of the act approved February twelfth, Anno Domini one thousand eight hundred and sixty-nine, in the general school law of the city of Pittsburg, as is inconsistent with this act and the act of April eighth, Anno Domini one thousand eight hundred and sixty-nine, to which this is a supplement, be and the same is repealed, so far as it relates to said Howard sub-school district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 501.

An Act

To authorize the Lower Bridge Company to fund its debt.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Lower Bridge Company, incorporated by an act of this

general assembly, approved April thirteenth, one thousand eight hundred and sixty-eight, be and it is hereby authorized and empowered to make, execute and deliver its coupon bonds, in sums not exceeding five hundred dollars each, bearing an interest not exceeding ten per cent., to an amount in the whole not exceeding ten thousand dollars, for and in lieu of its outstanding floating debt, and to secure the payment of the said bonds by a mortgage upon its corporate franchises, its real estate and bridge, and all other property by it owned; and the said company may provide that the holders of any of the said bonds may have the right of free passage over and across their said bridge, and insert the same in the condition of the said coupon bonds.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 502.

An Act

Authorizing a mercantile association under the name, style and title of the Girard Mercantile Company of Philadelphia, for the purpose of buying and selling, on commission, wool, cotton and other southern and western productions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph H. Livingston, Thomas Brown, Thomas R. Patton, John Blakely and James S. Woodward, together with such other persons as shall hereafter become stockholders in the said association, be and are hereby created a corporation and body politic, in deed and in law, under the name, style and title of the Girard Mercantile Company of Philadelphia.

SECTION 2. The business of the said association shall be the buying and selling on commission, wool, cotton and other southern and western productions; and they shall have authority to establish such offices and agencies in various parts of the country as may be necessary for the purpose of securing consignments, making purchases or effecting sales.

SECTION 3. They shall have power to accept sight and time bills or drafts, and make notes, make advances in cash, or by their time acceptances, on shipments, and charge interest on

Corporators.

Title.

Business.

Offices and
agencies.

Powers.

all such advances, until repaid by the sale of the goods upon which said advances had been made, at such rates as may be agreed upon by the consignor or owner of the merchandise, but in no case to be at a higher rate than ~~1~~ authorized by the state wherein the consignor or owner resides or ships the same from; and the company shall have the power to sell any consignment on which advances have been made, when deemed necessary, at market value, to protect their interest; they shall have power to buy, sell, consign or order merchandise from and to other countries than the United States, when they may deem it expedient; they may buy, sell or operate in wool, cotton and other southern and western productions on their own account, or on joint account with other parties, but in no case with any of their own paid officers or agents; they shall charge a commission on all sales, which may be a commission only or a commission and guarantee; they shall also be entitled to make the usual charges for storage, insurance, labor, drayage, brokerage and necessary repairs to packages or bales.

SECTION 4. The capital stock of said company shall be one million dollars; but they may organize and commence business as soon as one hundred thousand dollars is subscribed and fifty thousand dollars is paid in. Capital stock.

SECTION 5. The officers of said company shall consist of a president and five directors, who shall have the power to establish and put in execution all such by-laws as they may deem necessary to properly carry out the purposes of this association: *Provided*, Said by-laws are not inconsistent with the laws of this state or of the United States: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Officers.
By-laws.
Bonus and taxes

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 503.

An Act

Relative to fines, forfeitures and penalties in the county of Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter all fines, forfeitures and penalties imposed by the courts of Clinton county, other than those directed by law to be paid to the commonwealth, shall be paid in the treasury for the use of the said county; and all laws inconsistent herewith, be and the same are hereby repealed: *Provided*, That this act shall not take effect until from and after the first day of August, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 504.

An Act

To authorize the school directors of the borough of Cressona, Schuylkill county, to borrow money for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Cressona, in the county of Schuylkill, be and they are hereby authorized to borrow an additional amount of money, not exceeding fifteen hundred dollars, payable at any time, not exceeding fifteen years from the passage of this act, and to issue bonds therefor, not exceeding eight per cent. per annum, signed by the president and secretary of said board of school directors, for the purpose of erecting a suitable building or buildings for school purposes in said borough.

Authorized to
borrow money
and issue bonds.

SECTION 2. That previous to making the loan hereby authorized to be created, the school directors of the said borough of Cressona shall cause a full detailed statement of all expenditures for the year one thousand eight hundred and sixty-nine, including the amount of indebtedness, to be printed for distribution to all tax-payers in the borough, and that thereafter detailed statements of all accounts for school and building purposes shall be printed, for like distribution, at the close of each school year.

To cause state-
ments of expen-
ditures, &c., to
be printed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 505.

A Further Supplement

To the act incorporating the city of Philadelphia, relative to water companies.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, entitled "An Act relative to turnpike and plank road companies in the city of Philadelphia," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-nine, as herein modified, be and the same are hereby extended and applied, *mutatis mutandis*, to water companies in the city of Philadelphia, except that the petition shall not be referred to an examiner; but during the term to which the same is filed, appraisers shall be appointed by the court and the water company, as provided in the second section of said act.

Provisions of certain act extended to water companies.

SECTION 2. The petition shall only state the charter of the company, the location of its property, that the interest of the public in the vicinity of the property require that it should be vested in the city of Philadelphia, and shall request the appointment of appraisers, and be verified in the manner provided in the first section of said act.

Petition, what to state, &c.

SECTION 3. Upon the confirmation of the report of the appraisers by the court, the amount of the appraisement shall be payable by the city of Philadelphia, and suit may be immediately brought for the recovery of the same, as in the case of an award of a road jury.

Upon confirmation of report of appraisers, amount of appraisement to be payable by city.

SECTION 4. Upon the payment, by the city of Philadelphia, of the amount of the appraisement, and not before, all the property and franchises of any water company, whose property shall be taken under the provisions of this act, shall be absolutely vested in the city of Philadelphia.

Upon payment of amount of appraisement, property to be vested in city.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 506.

A Supplement

To the charter of the city of Allentown.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in case of vacancy in either branch of councils, by resignation or removal from the district, or failure to attend the stated meetings for three consecutive months or otherwise, the remaining member or members from the ward in which said vacancy may have occurred shall name one or more persons from said ward, one of whom shall be chosen by council to serve the remainder of the term: *Provided,* That it is hereby understood that each branch of council shall have the full power to fill its own vacancy without interference from the other branch.

Vacancies in councils.

Repeal of certain provisions relating to construction of sewers and culverts.

SECTION 2. That section five of a supplement to the charter of the city of Allentown, relating to construction of sewers and culverts through the public streets and alleys of the city, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed.

Council may provide for the taxing, &c., of dogs.

SECTION 3. That the said council shall have power to provide by ordinance for the taxing, regulating and restraining of dogs and bitches from going at large or loose within the city, and for destroying the same, any act to the contrary notwithstanding.

May supply city with water.

SECTION 4. That the councils of the city of Allentown shall have power and are hereby authorized to supply with water the said city of Allentown, and such persons, partnerships and corporations therein as may desire to use the same, at such prices as may be deemed just and right; and for that purpose to make, erect and maintain all proper works, machinery, cisterns, buildings, pipes and conduits for the raising, reception and conveyance of water, and also to extend, enlarge and increase the capacity of such works and machinery, should necessity require it; and in order to effect the object and purposes aforesaid, all the rights, privileges and franchises heretofore, by their several acts of incorporation, or otherwise, granted to, or vested in, the Allentown water company, are hereby extended and conferred upon said councils: *Provided,* That in order to defray the expenses and cost of supplying the said city with water, either by purchase or otherwise, as hereinbefore provided, the said councils are hereby authorized and empowered to borrow any sum of money, not exceeding one hundred and seventy-five thousand dollars, in addition to such sums of money as the said councils are heretofore authorized to borrow for other purposes for the use of said city.

May erect works

Rights, &c., of Allentown water company conferred upon councils.

Councils authorized to borrow money.

SECTION 5. That the councils of the city of Allentown shall

have power to provide for the assessment and collection of all taxes, water rents, et cetera, as well as any or all other claims and demands due the city, for any purposes whatsoever, on all persons, partnerships and corporations, real and personal property, and all other matters and things within the said city taxable for state and county purposes, for the payment of loans and interest, for the supply of water and the general support of the city government, and to make and maintain the necessary improvements of the said city; and the assessors of the several wards shall perform their duties as such in conformity with the provisions of an act heretofore enacted, and with the ordinances of the city relating thereto.

May provide for assessment and collection of taxes, water rents, &c.

SECTION 6. That all taxes and water rents assessed and levied upon real estate in pursuance of the several acts, laws and ordinances of the said city, shall be a lien upon such real estate from the time of such levy, which shall be so entered, in a book hereinafter provided for and kept for that purpose in the office of the prothonotary of Lehigh county, against such persons, partnerships and corporations owing the same; and the defendant or defendants, or other persons, shall not be entitled to claim any exemption under a levy and sale of such real estate charged with such tax, against the allowance or payment of the same: *Provided*, That the assessment and collection of the city taxes shall not exceed three-quarters of one per centum upon the city valuation in any one year.

Taxes and water rents to be a lien on real estate.

Persons not entitled to claim exemption under levy and sale.

Limitation of rate of taxation.

SECTION 7. That the annual assessments shall be completed on or before the first day of June in each and every year, and upon the duplicates of city taxes and water rents having been made as may be directed by councils, the same shall be placed in the possession of the city treasurer, who shall receive and collect the said taxes and water rents forthwith; and after the first day of August in each and every year, the additional sum of five per centum shall be added to all the taxes then remaining unpaid in the duplicates, and after the first day of October in each and every year, an additional sum of five per centum shall be added to all taxes then remaining unpaid in the duplicates; after which time the duplicates, together with the additions heretofore provided, shall be placed in the hands of one more collectors, to be appointed by the said councils, who shall proceed to collect the same until the first day of January following, after which time, in each and every year, a correct and detailed statement of the said taxes then due and unpaid shall be placed by the city treasurer in the hands of a city solicitor, or any other attorney to be appointed or selected by the said councils, who shall cause the said taxes as aforesaid remaining unpaid to be registered in the name of the city of Allentown, and against the person or persons charged in the said duplicates, with the additions heretofore provided with the same, or if any property has been transferred upon which such tax has been assessed, against the party who may have become the owner, or owners, of such property, in the office of the prothonotary of the county of Lehigh, who shall keep a separate book for that purpose, to be called the register of taxes; and all taxes so registered shall be and continue to be liens upon the real

Collection of taxes and water rents, relative to

estate upon which it was so assessed, for the term of five years; the prothonotary shall be allowed and be paid, for each tax so registered, a fee of twenty-five cents, which shall form part of the expenses, and shall be paid by the party from whom the tax is due and owing; he shall also, on demand made during official business hours, make searches and furnish transcripts from the register of taxes aforesaid, for which he shall be allowed the usual fees: *Provided however*, That the collector or collectors, as hereinbefore provided, shall use all diligent means to collect the said taxes so furnished by the city treasurer; said collector or collectors, as the case may be, shall have all the powers and authority now provided by law for the collection of state and county taxes: *Provided further*, That the collector to be appointed, as hereinbefore provided, shall upon refusal or neglect by any person to make payment of any such tax due after demand made, proceed to collect the same by levying such amount by distress and sale of the goods and chattels of such delinquent; for which purpose the said collectors shall have all the power and authority now provided by law for the collection of state and county taxes: *And provided further*, That it shall not be lawful to register any unpaid taxes unless due and proper demand having first been made for such amount of tax due, nor while personal property, goods and chattels be found upon the premises of the real estate so taxed, sufficient to satisfy said tax, together with costs and charges, if any: *And provided further*, That this act shall not be so construed as to prevent the city from authorizing, by ordinance, the collection of water rents by other modes, and at an earlier season of the year, only that the same by non-payment may become a lien upon real estate.

Corporate authorities to issue bonds, &c.

SECTION 8. That for the loans by this act, as well as by the several acts of assembly for other purposes, for the use of the city, heretofore authorized, the corporate authorities shall from time to time, as the case may require, pledge the faith of the city by issuing bonds, certificates of loan or other evidences of indebtedness for the amount so borrowed; which said bonds, certificates or evidences of indebtedness shall be signed by the mayor and the president of the select council, sealed with the corporate seal of the said city, and attested by the clerk of the common council, and shall be binding and obligatory on said corporation, and shall bear interest not exceeding seven per centum per annum: *Provided*, That any loan due by the said city shall not be disposed of at less than par value, and shall be subject only to the payment of state taxes.

Councils may assess and collect tax upon billiard tables, &c.

SECTION 9. That the select and common councils of the said city shall have power and authority to assess and collect annually, as hereinbefore provided, in addition to the taxes now authorized by law, a tax upon billiard tables, billiard saloons and bowling alleys, not exceeding ten dollars for each table, and not exceeding twenty dollars for each alley in use within the city: *Provided*, That this act shall not be so construed as to authorize the laying of said tax upon such ta-

Provide

bles and alleys as are or may be kept by private citizens for their own use.

SECTION 10. That for future convenience and economy the corporate authorities shall have power and privilege, at any time it may be expedient, to point out, locate and designate any street or alley, for any distance not exceeding one mile beyond the present limits of the city, which may become necessary for the wants of the city in extending the said limits, and to request and caution property holders from encumbering such sites for streets and alleys with any permanent structures, and if, after said caution, any buildings should be erected, no damages shall be recoverable for the same if such street or alley be afterwards opened to public use.

Corporate authorities may locate streets or alleys beyond city limits.

May caution property holders against encumbering sites with permanent structures.

SECTION 11. That all laws or parts of laws inconsistent herewith, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 507.

An Act

Relative to the fees of notaries public in Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all fees which are now chargeable and receivable by the notaries public in Northumberland county shall be increased twenty-five per centum: *Provided,* That the increase shall not relate to the fees for the acknowledgment of deeds and mortgages.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 508.

A Supplement

To an act to incorporate the Muncy Creek Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That after the passage of this act the corporation named in the act to which this is a supplement shall have the use and enjoy all the rights, powers and privileges required to effectuate the purpose whereunto it was created. and shall have the right and power to purchase, hold, sell, transfer and convey all property and estate, whether real or personal, as may be required or as said corporation may deem necessary or expedient for any of the purposes aforesaid, and may pledge or mortgage the same to secure the payment of its debts or advance of money to its use; shall have power to borrow money and to issue their bonds for such sums, and on such time as they wish, and it may take all securities to secure debts due to it; also to have power to increase their capital stock to any amount not to exceed fifty thousand dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 509.

An Act

Authorizing the school directors of Washington school district, of the city of Pittsburg, to sell certain real estate and to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the Washington school district of the city of Pittsburg be and are hereby authorized and empowered to sell at public or private sale, and execute a

Authorized to
sell real estate.

deed in fee simple to the purchaser, such real estate situated in said district, with the appurtenances thereto belonging, as may not be needed for school purposes, or the sale of which would be advantageous for school purposes.

SECTION 2. That the school directors aforesaid be and they are hereby authorized to borrow any sum or sums of money, not exceeding in the aggregate the sum of twenty-five thousand dollars, at a rate not exceeding seven per centum per annum, to be used by the said school directors in addition to the sum or sums realized from the sale of the property mentioned in the first section of this act, for the purchase of other property for the use of the public schools of said ward, or for the erection or improvement of suitable buildings for the use of said schools, and issue bonds therefor, to be executed by the president and secretary of the board of directors, upon the said board, by resolution or resolutions, spread upon the minutes, directing them to do so, in sums not less than one hundred dollars each; said bonds to be exempt from all taxation except for state purposes, and to run for a period not exceeding fifteen years.

Authorized to
borrow money
and issue bonds.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 510.

A Supplement

To an act, entitled "An Act to authorize the purchase and erection of a poor house for the township and borough of Mount Carmel."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to which this is a supplement, as relates to the borough of Mount Carmel, in the county of Northumberland, be and the same is hereby repealed.

Repealed.

SECTION 2. That so much of the said act as relates to the appointment of certain persons, therein named, as commissioners, is hereby also repealed; and C. F. Reyer, John Kemble and James Rafferty are hereby appointed commissioners, with the same duties, powers, rights, liberties and privileges as are conferred by the said act upon the commissioners

Commissioners
appointed.

Duties, &c.

therein mentioned and appointed; the said, and all the sections and provisions of the said act, so far as the same relate to Mount Carmel township, shall be and remain in full force and effect, and as binding upon the same as though the said act had never referred and extended to the borough of Mount Carmel.

Election of poor commissioners.

SECTION 3. That at the time of the next election for township officers in Mount Carmel township, and every third year thereafter, the qualified voters of said township shall elect three persons, citizens thereof, to be poor commissioners for their district, who shall exercise all the powers, and be subject to all the duties, conferred upon and prescribed for such commissioners by the act to which this is a supplement; and any vacancy which shall happen to occur in the said board of commissioners may be filled by the court of quarter sessions of the peace of Northumberland county.

Powers and duties.

Vacancies.

Elections to be upon plan of free vote as defined in certain act.

SECTION 4. That the tri-ennial elections of poor commissioners, as aforesaid, and all elections to fill two or more vacancies in their number, shall be upon the plan of the free vote, as defined and fixed by the fourth section of the act to define the limits and to organize the town of Bloomsburg, approved the fourth day March, Anno Domini one thousand eight hundred and seventy; and the filling of vacancies in said board shall be in conformity with the fifth section of the same act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 511.

An Act

To correct an error in the location of a bridge across the West Branch of the Susquehanna, in Clearfield county, near the mouth of Chest creek, and to relieve the county from erecting a bridge at the original location.

WHEREAS, Under the general laws of this state a bridge across the West Branch of the Susquehanna river, in Bell township, Clearfield county, at and below the mouth of Chest creek therein, has been prayed for, viewed, returned and confirmed and approved, as the said statutes require, by the court of quarter sessions of Clearfield county:

And whereas, By the said return an error in the location thereof has been made, and it is desired to locate the said bridge at the point prayed for by the original petition ; that is to say, to locate the same immediately below the mouth of Chest creek, and above the house of Robert Mehaffey, instead of below the same, as fixed by the view :

And whereas, The courts have no power to change the location of said bridge under the facts existing ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the location of the county bridge across the West Branch of the river Susquehanna, in the township of Bell, in the county of Clearfield, as fixed by the viewers on the twenty-seventh August, one thousand eight hundred and sixty-seven, and approved by the grand juries of said county, be and the same is hereby changed and altered, and the same is now fixed and located at and immediately below the mouth of Chest creek, and above the house of Robert Mehaffey, with like effect as if placed and located there by the original view, and duly so approved ; and the commissioners of said county are relieved from erecting the bridge at the location fixed by the view aforesaid, and are authorized and required to erect the same at the location fixed by this act, in the manner and under the power given by the laws of this commonwealth, with like effect.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 512.

A Supplement

To an act, entitled "An Act to charter the Girard Life Insurance, Annuity and Trust Company of Philadelphia."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That in all cases where any tenant for life is now or may be authorized by law, or by any court either of this or any other state, or of the United States, to receive and possess the said life estate, upon giving security to protect the inter-

ests of those in remainder, the Girard Life Insurance, Annuity and Trust Company of Philadelphia, be and they are hereby authorized, by and with the consent of any such life tenant, to give their bond in place of said security, and for which said bond the whole capital stock of the said company shall be absolutely liable in case of any default whatever.

SECTION 2. That so much of any law as is altered and supplied by this act be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 513.

A Further Supplement

To the act incorporating the borough of Conshohocken.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act of assembly incorporating the said borough of Conshohocken, approved the fifteenth day of May, one thousand eight hundred and fifty, as declares that the streets, lanes and alleys laid out by the commissioners named in said act shall from thenceforth be opened for public use, in the same manner as if they had been laid out by an order of the court, in the usual way, be and the same is hereby declared to intend and mean, that from the time of the filing of the said report and plan or draft of the streets, lanes and alleys in said borough of Conshohocken, by the commissioners aforesaid, and the acceptance and confirmation of the same by the court of quarter sessions of the county of Montgomery, thenceforth all the said streets, roads, lanes and alleys, so approved by said court, shall be forever deemed, adjudged and taken to be public highways; and the survey so returned and recorded shall be and remain unalterable, except by the action of said court, according to law; and inasmuch as the public convenience will be, for the present, answered by the certain knowledge where and in what manner such streets, roads, lanes and alleys will in the future be made, but as it may not be necessary immediately, or for some years hereafter, to lay all of them open for public use and travel, and in order to provide for the opening and completion of the same

Intent and meaning of portion of act of incorporation.

Proceedings relative to opening streets, &c.

from time to time, as the increasing improvements of said borough may require, it shall and may be lawful for any number of citizens of the said borough, not less than ten, whose lands or improvements lie near or adjoining to such street, road, lane or alley, to apply, by petition, to the court of quarter sessions of the county of Montgomery, who, after hearing the petitioners and such of the persons through whose lands such street, road, lane or alley may pass, and any other person or persons interested, or the said burgess and town council, as shall offer objections thereto, to determine whether it be proper at the time to direct the opening of the same; and if the court shall be of opinion that the state of improvements in the neighborhood of such street, road, lane or alley is such as to require the opening thereof, they shall issue their order directed to the said burgess and town council of said borough, enjoining them to open such street, road, lane or alley, according to the plan or draft of the survey of said borough; and thereupon the said burgess and town council shall, if at the time they have not already done so, immediately fix the grade of such street, road, lane or alley, by and according to which the same shall be opened; and the person or persons, company or corporation, who shall sustain any damages by laying out and opening any such street, road, lane or alley, shall be entitled to recover the same, in the same manner as if such street, road, lane or alley had been originally laid out by order of the court of quarter sessions of said county, under the general road laws of this commonwealth: *Provided*, That nothing in this section shall be taken to interfere with the power and duty of the said burgess and town council to keep in repair and control the streets, roads, lanes and alleys now opened or hereafter to be opened, or to alter the grades, pavements, side-walks, sewers or curbing thereof, and to improve the same as they may deem proper from time to time.

SECTION 2. That the said burgess and town council shall have power and authority to levy and collect annually, for borough purposes, any tax not exceeding one cent on the dollar on the valuation assessed for county purposes, as now is or may be provided by law; all property, offices, professions and persons made taxable by the laws of the commonwealth, for county rates and levies, shall be taxable after the same manner for borough purposes.

Taxation for borough purposes, relative to

SECTION 3. The burgess and town council of said borough shall have power and authority, by ordinance, to regulate the selling or trading of goods, wares, medicines, or commodities of any kind, by traveling venders, in the streets of said borough, and shall also have power to require such venders to pay a license for the privilege of hawking or selling their goods, wares or other commodities in or on the streets of said borough.

Burgess and council may regulate sales by traveling venders.

SECTION 4. The burgess and town council of said borough shall have power and authority to regulate the rate of speed at which locomotives and trains of cars shall pass through the limits of said borough.

May regulate speed of locomotives, &c.

SECTION 5. That sections six, nine, twelve and sixteen of the act of assembly passed the first day of April, one thou-

Portions of certain acts made applicable to.

sand eight hundred and thirty-four, relating to boroughs, and articles three, four, seven, eight, nine, ten, eleven, twelve, thirteen, fourteen, fifteen, sixteen, seventeen, eighteen, nineteen, twenty, twenty-one, twenty-two, twenty-three, twenty-five and twenty-six of section two, and articles four, six, seven, eight and nine of section three, and articles one, two and three of section five, and articles one, two and three of section six, and sections eight, nine, ten and twelve, and articles one, two, three, four and five of section seventeen, and sections eighteen, nineteen and twenty, and articles one, two and five of section twenty-seven, and sections thirty and thirty-two, of the act of assembly of April third, one thousand eight hundred and fifty-one, relating to boroughs in this commonwealth, be and the same are hereby made applicable to the said borough of Conshohocken, the same as if said borough had been incorporated under the said act: *Provided*, That the said burgess and town council shall have power, in case any such member of the town council shall neglect or refuse to attend the stated meetings of said burgess and town council for the space of three months, without just and reasonable cause for such absence, to declare the seat of such member vacant, and shall proceed forthwith to appoint some discreet and proper citizen of said borough to fill the said vacancy; and such person, so chosen by the said burgess and town council, shall have all the rights and privileges of a member of said town council, and shall hold office until the next election for borough officers; and the like proceedings shall be had by the said burgess and town council in case of a vacancy occurring by death, resignation or otherwise: *And provided further*, That the auditor of said borough shall be elected for one year: *And provided also*, The dog tax collected in said borough shall be used for borough purposes only.

Burgess and council may, in certain cases, declare seats of councilmen vacant and fill vacancies.

Term of auditor.
Use of dog tax.

Proceedings relative to laying out streets &c., in additions to borough.

SECTION 6. That whenever any territorial additions are made to said borough of Conshohocken, under this act, the court of quarter sessions of said county of Montgomery shall, on application of the burgess and town council of said borough, setting forth the facts, appoint three competent persons as commissioners to view and lay out new streets, roads, lanes or alleys, or extend the lines of the present laid out streets, roads, lanes or alleys so as to embrace the lands so added to said borough; and said commissioners shall possess all the powers necessary for the purposes aforesaid. Upon the completion of their duties they shall make report to the next term of said court in writing, accompanying the same with a survey and plan or draft of all the streets, roads, lanes or alleys so laid out or extended; and the said court shall thereupon order publication of the filing of such report and plan to be made in one or more of the weekly newspapers published in the said county of Montgomery, in or nearest to said borough, for three weeks; and if no exceptions are made to said report and survey, plan or draft within thirty days after the time of filing of said report, et cetera, then the same shall be confirmed absolutely, and shall from thenceforth be and remain firm and stable forever: *Provided*, That any two of said commissioners may perform all the duties required to be done by

said commissioners; and in case of a vacancy occurring therein the said court shall have power to forthwith supply the same.

SECTION 7. No street, road, lane or alley now laid out, or hereafter to be laid out, in said borough of Conshohocken, shall ever be vacated, widened, extended or altered until the consent of the burgess and town council of said borough shall have been first had for said purpose.

Streets, &c., not to be vacated without consent of burgess and council.

SECTION 8. That all ordinances and acts heretofore passed by the burgess and town council of said borough, in relation to the opening of streets, roads, lanes and alleys in said borough, are hereby ratified, confirmed and made valid, the same as if said streets, roads, lanes or alleys had been laid out by an order of the court, in the usual way: *Provided*, That no suit or action now pending by or against said borough, in relation to the same, shall be in any manner affected thereby.

Former ordinances relative to opening of streets, &c., ratified.

Proviso.

SECTION 9. In case of default made in the payment of any fine or penalty under this act, or any law or ordinance of the said borough, or in default of giving proper security to pay the same within ten days, it shall and may be lawful for any justice of the peace of said borough, or the burgess thereof, to forthwith commit the offender to the common jail of the said county of Montgomery for any period not exceeding fifteen days: *Provided*, That upon the payment of any such fine or penalty, together with costs, after such commitment, the said justice of the peace or burgess is hereby empowered to order the discharge of such offender or offenders.

Failure to pay fines or penalties, relative to.

SECTION 10. This act shall take effect and be in force from and after its passage; and all acts or parts of acts inconsistent herewith, or which are hereby supplied, are hereby repealed.

When act to take effect.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 514.

A Further Supplement

To an act, entitled "An Act to incorporate the city of Williamsport."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Second ward in said city be and the same is hereby divided into two wards, and Fourth street shall be the di-

Second ward divided into two wards.

Second ward.

Eighth ward.

Number of councilmen wards entitled to.

Election and terms of office of councilmen.

Place of holding elections in Eighth ward.

Who to hold first election.

Certain officers to continue in office until next annual election.

Time of holding elections.

viding line of said wards; and the territory as it now exists, which lies south of Fourth street, shall be hereafter known as the Second ward of the said city; and the territory of said Second ward, as it now exists, which lies north of Fourth street, shall constitute an additional ward, and be known as the Eighth ward in said city; and the Second, Sixth, Seventh and Eighth wards shall each have two councilmen, and the First, Third, Fourth and Fifth wards shall each be entitled to three councilmen; and in order to provide for the election of councilmen in the Eighth ward, created by this act, and one additional councilman allowed in the First, Third, Fourth and Fifth wards, the mayor shall issue his proclamation for a special election, to be held within eight days after the passage of this act, by the qualified electors in said wards, giving five days' notice in one or more newspapers published in said city, and by at least three handbills put up in the most public places in the wards in which elections are to be held, in which notice he shall state the number of councilmen to be elected in said wards, and the councilmen so elected shall hold their office until the next municipal election in said city; and at said next election the qualified electors of the Eighth ward shall elect two councilmen for said ward, one to serve for one year and one for two years; and the qualified electors of the First, Third, Fourth and Fifth wards shall each elect two councilmen, one to succeed the additional councilmen to be elected in said wards, as authorized by this act, and one to succeed the councilmen in said wards prior to the election on the second Tuesday in October, one thousand eight hundred and sixty-nine; and one of which councilmen in each of said last named wards so elected shall hold his office for one year and one for two years; and thereafter there shall be two councilmen elected annually in said First, Third, Fourth and Fifth wards, and one in the Second, Sixth, Seventh and Eighth wards: *Provided*, That the place for holding the elections in the Eighth ward in said city, shall be at the public school house on Mulberry street, in the said ward; and the first election, and until their places are lawfully supplied, shall be held by Henry F. Snyder as judge, and N. X. Beck and Jacob Brown inspectors of said election: *Provided also*, That the constables, assessors and other officers in the Second ward, as it now exists, shall continue to exercise the duties of their offices in said ward as if this act had not been passed, until the next annual election in said city, when the Eighth ward, created by this act, shall elect the same number of officers that the Second ward will then be entitled to elect by law: *Provided further*, That the next election for corporate officers, constables, assessors, judges and inspectors of election, and any other officers required to be elected annually in said city of Williamsport, shall be held on the second Tuesday of May, in the year one thousand eight hundred and seventy-one, and annually thereafter; and all of said corporate officers, constables, assessors, judges and inspectors of election and other officers shall hold their respective offices until their successors are duly elected and qualified.

SECTION 2. That from and after the passage of this act the

board of common council of the city of Williamsport shall be and is hereby abolished, and the persons who now compose the select council of said city, and those to be elected as provided by section first of this act, shall be the city council, a majority of whom shall constitute a quorum for the transaction of business; and all the power of the said corporation of the said city shall be vested in the said city council, a quorum thereof who shall in council assembled have full power and authority to make, ordain, constitute and establish all such by-laws, ordinances, resolutions and regulations as they may deem necessary to preserve the peace and promote the good order, government and welfare of the said city, and the prosperity and happiness of the inhabitants thereof, and the same to alter, amend, repeal or revoke: *Provided*. The same shall not be contrary or repugnant to the laws and constitution of this commonwealth, and the same to enforce and put in use and execution.

What persons to be city council.

Quorum authorized to make by-laws, &c.

SECTION 3. That the said city council shall meet within ten days after the passage of this act, and re-organize by electing one of their number as president of the council, who shall preside at all meetings; in the absence of the presiding officer a president *pro tem.* may be elected; and they shall also at the same time appoint such other officers as they may be entitled to appoint by law or ordinance of said city, who shall hold their offices until the next election, unless removed for neglect of duty or misconduct.

Re-organization of council.

SECTION 4. That the mayor shall nominate, and with the consent of the city council, shall appoint some competent person, who shall be called the city clerk, whose salary shall be one thousand dollars per annum, and who shall be clerk to the council and all standing committees, and *ex-officio* clerk to the mayor, to whom shall be entrusted all the books, papers and records relating to the said city, and who shall also have the keeping of the seal of the corporation; and all copies, records and papers certified under his hand, and the seal of said city, shall be received as evidence in all courts of law and equity in this commonwealth; and he shall keep his office in the mayor's office, or in connection therewith; and the clerk so appointed shall serve until the next city election, and thereafter the said clerk shall be appointed, as aforesaid, annually, who may be removed by said council for neglect of duty or misconduct; and any vacancy which may occur from removal, resignation, death or otherwise, said mayor and council shall fill.

City clerk, relative to.

SECTION 5. That the governor shall, after the passage of this act, appoint some competent person, who shall be a qualified elector of said city, to be styled recorder of the city of Williamsport, and who shall serve until the next municipal election in said city, at which time the qualified electors of said city shall elect a recorder for the term of ten years, and said recorder shall be commissioned by the governor, according to the constitution and laws of this commonwealth; and he shall have concurrent jurisdiction with the mayor of said city in enforcing the ordinances of said city, and the criminal laws of this state, and have and exercise like jurisdiction as

Recorder, governor to appoint

Election of.

Term.
To be commissioned.

Jurisdiction, powers, &c.

justices of the peace of this commonwealth have and may exercise, and shall be entitled to like fees, with a like right of appeal, by the parties aggrieved, from any judgment, order or decree of said recorder to the court of common pleas of Lycoming county; and in addition to the said powers he shall also have all the powers, jurisdiction and authority conferred upon justices of the peace under the act, entitled "An Act to change the mode of criminal proceedings in Erie and Union counties," approved the first day of May, one thousand eight hundred and sixty-one, and the act supplementary thereto, approved April fifth, Anno Domini one thousand eight hundred and sixty-two, with the several supplements relating to the county of Bradford, and including the act, entitled "An Act to enlarge the jurisdiction of justices of the peace in the county of Erie," approved the eighteenth day of February, one thousand eight hundred and sixty-nine, and the supplements thereto, relating to the counties of Erie and Bradford; and he shall have and exercise jurisdiction in preference to any other justice of the peace of said city to hear all complaints and to conduct all examinations in criminal cases in said city except when absent or inability; and he shall give bail to the commonwealth in the sum of two thousand dollars for the faithful performance of his duties; and the sheriff of Lycoming county is authorized and required to serve all writs and process which said recorder is authorized to issue; and all property and moneys which may come into the hands of the chief of police and other officers of said city making arrests or executing search warrants, or otherwise, in their official capacity, on process issued by said recorder, shall be by them turned over to the said recorder and kept in his custody.

Sheriff of Lycoming county to serve process issued by.

Property received by officers in making arrests, &c., to be turned over to.

Recorder to furnish mayor quarterly accounts of unclaimed property, and publish notice to owners

Property to be sold if not claimed by owners.

Recorder to deliver stolen property upon proof of ownership, &c.

SECTION 6. That it shall be the duty of said recorder every three months to deliver an account to the mayor of said city of all moneys, goods, wares and merchandise then remaining unclaimed in his office, and immediately thereafter to give three weeks' notice in one newspaper published in said city of Williamsport, naming or describing said property, and stating that unless the same is claimed by the owner, with satisfactory proof of such ownership, before a specified day, the same shall be sold at auction to the highest bidder, on the day and at the place specified in such notice; and all property remaining unclaimed, except money, shall be sold at auction by said recorder, or under his direction; if any goods, wares, merchandise or chattels of a perishable nature, or which shall be expensive to keep, shall at any time remain unclaimed in the hands of said recorder, it shall be lawful for said recorder to sell the same at public auction after such public notice as to him and the said mayor shall seem proper.

SECTION 7. That it shall be the duty of the recorder aforesaid, whenever he shall obtain possession of any stolen property, on his receiving satisfactory proof from the owner, to deliver such property to him, on his paying all necessary and reasonable expenses which may have been incurred for the preservation and sustenance of such property; but no property shall be sold or delivered in pursuance of this act if

the district attorney of Lycoming county shall direct that it shall remain unsold or undelivered, for the purpose of being used as evidence in the administration of justice.

In what case property not to be sold or delivered.

SECTION 8. That the chief of police, and all policemen of said city, shall obey the lawful orders of the mayor and recorder in enforcing the laws of this state or the ordinances and laws of said city; and in case of refusal or neglect so to do, he or they shall be subject to a penalty of not less than five dollars nor more than one hundred dollars for every refusal or neglect.

Policemen to obey orders of mayor and recorder.

SECTION 9. That all the fines and penalties imposed by the said recorder, and all moneys that shall be paid to or received by him as such for violating the ordinances of said city, excepting his lawful fees, shall belong to the city of Williamsport; and the said recorder shall report to the city council, at the first regular meeting thereof in each month, during the term for which he shall be elected, the number and names of persons fined by him, and the names of persons against whom judgment shall be rendered; and all moneys collected by him on such fines and penalties, or otherwise, he shall pay to the city treasurer monthly.

Fines and penalties imposed or received by recorder to belong to city.

Recorder to report to council, and pay treasurer moneys received, monthly.

SECTION 10. That the said recorder shall have the same fees as is now or may hereafter be allowed to justices of the peace in this commonwealth for similar services to be performed under this act.

Fees of recorder.

SECTION 11. That said recorder shall have and keep a docket, in which he shall enter and record all acts, process, judgments, orders and proceedings by and before him; the said docket and entries and records therein, and transcripts thereof, certified by him under his hand and official seal, shall be competent evidence for all purposes in all the courts of law and equity in this commonwealth.

Recorder to keep docket.

Docket to be evidence.

SECTION 12. That the qualified electors of the said city of Williamsport shall annually, at the time of the municipal election, elect a city treasurer, who shall serve for the term of one year and until his successor shall be elected and duly qualified, and who shall give bonds, with one or more sureties, to be approved by the mayor and city council, for the faithful performance of his duties, as hereinafter provided; the said treasurer shall collect and pay all moneys belonging to said city upon the orders drawn on him, as provided by this act, and all moneys belonging to the fund of the overseers of the poor, upon the orders of the overseers of the poor of said city, and all school funds, upon the orders of the board of school directors of the school district of said city, and not otherwise, except the sinking fund, as hereinafter provided; he shall exhibit to the city council monthly statements of all moneys received and disbursements made, and collect, pay over and make settlement of the duplicates placed in his hands for collection, within one year from the time he shall have received the same, except such amounts as the said council, in their discretion, may exonerate him from; he shall keep proper books, to be paid for by the city, wherein he shall keep separate accounts of city, school and poor taxes, and all special taxes which may be levied at any time; which

City treasurer, relative to.

books shall be opened for inspection at all reasonable hours to the mayor or any member of the city council; and said books and other papers and moneys which shall come into his possession as treasurer of said city, and shall remain in his hands at the expiration of his term of office, shall be paid and delivered by him to his successor in office: *Provided*, That the present treasurer of the said city shall continue to hold and exercise the duties of treasurer of said city until the next municipal election, and until his successor shall have been duly elected and qualified; but he shall renew his bonds before any duplicates for collection, as provided by this act, shall be placed in his hands; the city treasurer shall be allowed an amount not less than two and a-half per cent., and not to exceed four per cent., on all moneys collected by him on the duplicates placed in his hands, and to include his disbursements, as provided by this act; which amount shall be fixed annually by the city council; and the warrants issued by the mayor to the said city treasurer shall continue in force for two years: *Provided*, That the city council may also allow the city treasurer such compensation as they may deem reasonable for services rendered in connection with the sinking fund, as provided by this act.

Duplicates of certain taxes placed in hands of James T. Mitchell for collection, legalized.

Collection of said taxes.

SECTION 13. That the duplicates of city, bounty and poor taxes of said city, for the year eighteen hundred and sixty-nine, placed in the hands of James T. Mitchell for collection, the sureties given by him and the warrants issued by the mayor to him authorizing him to collect the same, are hereby legalized and made valid; and the said Mitchell is hereby authorized to collect the taxes assessed, by himself or any person deputed by him, he and his sureties to be liable for the faithful conduct of such deputy; and immediately after the passage of this act he shall cause notice to be given in one newspaper published in said city, and by not less than thirty handbills put up in the most public places in said city, demanding the payment of said taxes, and giving the place where the same must be paid; and the said collector is hereby authorized to add to the amount assessed against each delinquent two per centum if not paid within one month after such notice, and three per centum if not paid within two months, and five per centum on all amounts not paid within three months; and the said collector shall pay all moneys received by him to the city treasurer weekly, and make monthly reports to the city council of the amounts collected and the amount paid over, verified by oath.

Collection of school, poor or bounty taxes.

SECTION 14. That hereafter, when the duplicates of the city, school, poor or bounty taxes shall have been prepared, the same shall be placed into the hands of the city treasurer, with the warrant of the mayor authorizing him to collect the same from the persons against whom the same is assessed; whereupon the said treasurer shall give public notice in one or more newspapers published in said city, and by not less than fifty handbills, to be posted up at the most public places in the said city, requiring the taxes so assessed to be paid to him, giving the place where the same must be paid; and all persons paying the amount assessed against them within the

period of one month after such notice, shall be allowed an abatement of five per centum on the amount assessed, and to all persons paying within two months, an abatement of three per centum, and if paid within three months, an abatement of two per centum; and after the expiration of three months from the date of such notice the said treasurer shall add to the amount assessed against all delinquents on such duplicates, for the first month, two per centum, for the second month, three per centum, and for the third month five per centum; and at the expiration of three months from the date of such notice the said treasurer may enforce the amount assessed and per centum added, as herein provided, by distress and sale, by virtue of his warrant, in the same manner as county taxes are now collected: *Provided*, That in cases where persons charged with taxes on any duplicate are about to move from said city, or where, from any other cause, said taxes would be lost by delay, said treasurer may proceed to distress and sell at any time, after giving notice as aforesaid.

SECTION 15. That all city and poor taxes assessed in said city shall be a lien upon the real estate of the persons against whom the same is assessed, which is situate within the limits of the said city; and if the same remains unpaid for the period of six months after the date of the warrant of the mayor to the city treasurer, and the owner or occupant shall neglect or refuse to pay the same, and there is no personal property found on said land from which said taxes may be realized, then the said treasurer shall certify the facts and amount thereof to the prothonotary of the court of common pleas of Lycoming county, under oath, who shall enter the same of record, and *scire facias* may be issued thereon; and when judgment is obtained the same may be enforced as other judgments are, and there shall be no stay of execution, right of inquisition or exemptions on such judgments; and the fees of the officers shall be the same as in similar cases: *Provided also*, That any city treasurer may appoint a deputy to assist him in collecting the said taxes, and performing any duty required to be performed by him under this act, he and his sureties to be held responsible for the faithful conduct of such deputy.

City and poor taxes to be liens upon real estate.

Proceedings to enforce collection.

Treasurer may appoint deputy.

SECTION 16. That the mayor and recorder of said city shall and may take and receive the acknowledgment of all deeds of conveyances, mortgages or other instruments of writing, touching or concerning any lands, tenements or hereditaments situate in any part of this state or elsewhere, and also shall and may take and receive the separate examination of any *feme covert*, touching or concerning her right of dower or conveyance of her estate or rights in or to any such lands, tenements and hereditaments; and also shall and may take and receive the acknowledgment and probate of any instrument of writing, to the recording of which probate or acknowledgment is rendered necessary by the recording acts of this state; and to administer oaths and affirmations generally, as fully to all intents and purposes whatsoever, as any judge of the supreme court, or president or associate judges of any of the courts within this commonwealth can or may do, and

Mayor and recorder authorized to take acknowledgments and administer oaths.

shall be entitled to the same fees therefor as is or may be provided for by the laws of this commonwealth.

Mayor to forbid sale of liquors at certain times.

May order houses, shops, &c., to be closed.

Policemen and constables to see that orders are enforced.

SECTION 17. That it shall be lawful for the mayor, and it is hereby made his duty, whenever there shall be any riot, great commotion, disturbance or unusual excitement in the city, or when there shall be a large crowd or crowds, or numbers of people in the city, or upon the fourth day of July, or on general or special election days, to forbid the sale or giving away, during such time or times, of any intoxicating liquors to be drank, and to order and require any or all houses, shops, booths, tents, buildings or places where intoxicating liquors is sold to be drank, to be immediately closed and kept closed during such times, (and it shall be the duty of the policemen and constables of the city to see that such orders and directions are strictly enforced,) and may, if necessary so to do, take and keep possession of, or put some proper person in charge of such shops or places, during such time, to prevent any violation or evasion of such order; and any person or persons who shall violate such order, or who shall refuse to perform any duty required hereby, shall forfeit fifty dollars as a penalty.

Temporary absence or inability of mayor.

Vacancy in office of mayor.

Mayor to keep docket.

Docket to be evidence.

SECTION 18. That in case of temporary absence or inability of the mayor, he may, with the consent of the city council, depute some competent person to serve as mayor until he shall return or be able to resume the duties of his office; and whenever a vacancy shall occur in the office of mayor by death, resignation or otherwise, it shall be the duty of the city council to meet and elect, *viva voce*, a person qualified as aforesaid, to serve as mayor, who shall continue in office until the next municipal election, and until his successor is elected and qualified. The mayor shall have and keep a docket, in which he shall enter and record, or cause to be entered and recorded, all acts, process, judgments, orders and proceedings by and before him in all actions, prosecutions, complaints and proceedings before him. The said docket of the said mayor, and entries and records therein, and transcripts thereof, certified by him under his hand and seal of the city, shall be competent evidence, for all purposes, in the same manner as the dockets, entries, records and transcripts of the justices of the peace of this commonwealth are; and said docket shall be provided at the cost of the city, and delivered to his successor in office.

Police officers may arrest and take before recorder persons found violating ordinances.

Chief of police, upon request of mayor, to detail policemen to enforce certain ordinances.

SECTION 19. That the chief and policemen shall have power and authority, respectively, to arrest any person or persons by them found violating any of the ordinances or laws of said city, and to take such person or persons before the recorder, to be dealt with the same as if such person or persons had been arrested upon warrant therefor, duly issued by said recorder. The said chief of police shall, upon the request of the mayor, detail one or more policemen to enforce the penal ordinances of said city relating to all persons required to take out licenses, which may be presented by the city council, and report without delay, to the city attorney, for prosecution, all violations of said ordinances.

SECTION 20. That whenever a vacancy shall occur in the

office of treasurer or councilman, the mayor shall immediately appoint a special election to be held in said city, or in the ward where such vacancy may have occurred, and give ten days' notice, to be published in one or more newspapers published in said city; which special election shall be conducted in all respects, and the same proceeding shall be had as in cases of annual elections.

Vacancy in office of treasurer or councilman, relative to.

SECTION 21. That the mayor shall, within ten days after the passage of this act, re-organize the police force of said city, and the same shall be done by him within ten days after each annual election; he shall appoint one person to be chief of police, and such other policemen as he may deem necessary to preserve the peace and good order of said city, not to exceed eight in number without the consent of the city council: *Provided*, That the mayor may, in his discretion, appoint special policemen in cases of emergency or special necessity; and the compensation of all policemen shall be fixed by the city council; and said policemen, so appointed, shall hold their offices until the next municipal election of said city and until their successors shall be appointed and qualified, unless removed as herein provided; the mayor shall have power to dismiss such officer or officers, and to fill all vacancies that may occur from removals, death, resignation or otherwise; and the said chief and policemen are hereby authorized and required to serve all writs and process which the mayor is authorized to issue by this act.

Mayor to re-organize police force.

To appoint police officers.

Compensation of policemen.

Terms of office.

Mayor may dismiss police officers and fill vacancies.

SECTION 22. That every ordinance which shall have passed the council shall be presented to the mayor by the clerk; if he approve, he shall sign it, but if he shall not, he shall return it with his objections to the council, which shall proceed to consider it; if, after such re-consideration, two-thirds of the council shall agree to pass the ordinance, it shall be a binding ordinance; in such case the vote of the council shall be determined by yeas and nays, and the names of members voting shall be entered on the journal; every ordinance which the mayor shall not return within fifteen days shall take effect as if it had been approved; all ordinances which have become binding, as provided by this section, shall be recorded by the city clerk in a book to be provided for that purpose, to be known as the ordinance book, and to be published in one or more newspapers in said city: *Provided*, That in case there shall be no quorum of the city council within fifteen days after any bill passed by them shall have been presented to the mayor, he may return the same, with his objections, to the clerk of said council.

Ordinances, passage of, &c.

SECTION 23. That for the purpose of guarding more effectually against fire in said city, the city council may authorize any of the officers of the said city, or any person appointed by it, at all reasonable times, to enter into and examine all dwelling houses, buildings and tenements of every description, and all lots, yard or enclosures, and to cause such as are dangerous to be put in safe condition; and may authorize such officers and persons to inspect all hearths, fire-places, stove-pipes, flues, chimneys or any other conductor of smoke, or any apparatus or device in which fire may be used or to

Council may adopt regulations for prevention and suppression of fires.

which fire may be applied, and remove and make the same safe, at the expense of the owners or occupants of the buildings in which the same may be, and adopt such other regulations for the prevention and suppression of fire as may by them be deemed necessary.

Mayor, chairmen of committees of council, or city clerk, may administer oaths.

SECTION 24. That the mayor or chairman of any committee, or any special committee of the city council, or the city clerk, shall have power to administer any oath or take any affidavit in respect to any matter pending before the city council, or relating to matters concerning said city which may come before them.

Animals at large, relative to.

SECTION 25. That from and after the passage of this act no cattle, horses, sheep, swine, goats or geese shall be permitted to run at large within the limits of said city; and it shall be the duty of the city council of said city to cause to be erected so many pounds as they may deem necessary, and to appoint one or more pound-keepers, whose compensation shall be fixed by them; and no horse, cow, sheep, swine or goat shall be permitted at any time to run at large under the penalty of two dollars for each offence, and no geese under the penalty of one dollar for each goose, to be recovered from the owner; that if the owner or claimant of any such animal, after three days' notice of such seizure, by at least three notices posted up in the most public places in said city, one of which shall be in the city post office, shall fail to call and claim such animal and pay the penalty, then such animal shall be sold at public auction by the chief of police, giving five days' public notice of the time and place of sale in one newspaper, and by three printed or written handbills, and after deducting the penalty and expenses of keeping them, shall pay the residue over to the city treasurer, subject to the order of the owner, if claimed within one year, upon proof of property.

Claims and accounts against city.

SECTION 26. That all claims and accounts against said city shall be presented to the city clerk, who shall enter the same into a book, to be called the claim book, which book shall be indexed in alphabetical order; and all claims so presented and entered shall be presented by said clerk to the city council, at their next meeting, who shall refer the same to the finance committee, whose duty it shall be to proceed with due diligence to examine the same and make report to said council, and if approved by the council the said clerk shall draw an order on the treasurer for the amount so approved; which order shall be signed by the mayor and attested by the said clerk, who shall also keep a record in a book, to be known as the order book, and he shall state in each order, and also in said book, what the same has been issued for; and in case of inability of said clerk, sickness or absence from the city, the council may appoint a clerk *pro tem.*: *Provided*, That two-thirds of said council may at any time discharge the finance committee from the further consideration of any claim or account.

Council may appoint clerk pro tem., in certain cases.

Estimate of amount necessary to defray expenses, &c., to be laid before council annually.

SECTION 27. That the mayor shall cause to be laid before the city council, annually, before the time of making the assessment of city taxes, an estimate of the amount necessary, in his judgment, to defray the expenses of the year, and the

payment of interest on the funded debt of the city, in order to make known to the said council what amount may be necessary to levy and assess; and the said council are hereby authorized to levy, and it shall be their duty to levy and assess upon the valuation of all taxable property for county purposes, in said city, according to the last adjusted valuation, as fixed by the county commissioners, an amount which in their judgment will be sufficient to defray the expenses of said city during the year, and interest on the first bonds issued by said city, designated series "A," (and all bonds issued by said city shall be exempt from taxation except for state purposes,) and in addition thereto the sum of ten thousand dollars, to be set apart as a sinking fund to liquidate the funded debt of said city, until the same shall be paid; and the city treasurer shall set apart, annually, out of the general fund of said city, the said sum of ten thousand dollars, and the amount required to pay the said interest as aforesaid, which shall constitute a sinking fund for the payment of said interest and the redemption of the funded debt of the city corporation; and the said treasurer shall pay the interest on said bonds when due: *Provided*, That said council shall not levy and assess more than four per cent. in one year for city purposes.

Council to levy sum sufficient to defray city expenses, &c.

City bonds to be exempt from taxation.

To levy additional sum for sinking fund.

Treasurer to set apart sums for sinking fund.

To pay interest on bonds.

Rate of taxation limited.

SECTION 28. That the mayor, president of the city council and chairman of the finance committee, shall constitute the commissioners of the sinking fund; and they shall direct the city treasurer, at such time as they may deem advisable, and in such manner as they may deem best, to give notice that they will receive sealed proposals to redeem the bonds of the funded debt of said city, for the lowest bidder, for such an amount as they may redeem; and such redemptions shall be made in the presence of the said commissioners; and the said treasurer shall keep a book wherein he shall make entries and keep a proper record of interest paid and redemptions made, all of which shall be done under the control and supervision of the said commissioners of the sinking fund; and the said treasurer shall make quarterly reports to the city council, which reports shall exhibit the amount of interest paid, and the amount of bonds redeemed, and the amount paid, which report shall be certified to by said commissioners: *Provided*, That the coupons falling due on city bonds for the year that city taxes shall have been levied, shall be receivable as cash for said taxes: *And provided further*, That all moneys loaned on bond and mortgage, or other real estate security, to any person or persons in the city of Williamsport, shall be exempt from taxation except for state purposes; and all laws inconsistent herewith are hereby repealed, so far as relates to the city of Williamsport.

Commissioners of sinking fund.

To direct treasurer to give notice of receiving proposals for redemption of bonds.

Treasurer to keep record of interest paid and redemptions made.

To make quarterly reports to council.

Coupons to be receivable for taxes.

Money loaned on real estate securities to be exempt from taxation.

SECTION 29. That Fred. E. Embick, George S. Banger and James Damant are hereby appointed city auditors, any two of whom, when duly convened, shall be a quorum, and whose duty it shall be to audit, settle and adjust the accounts of the city treasurer, school directors and the overseers of the poor of the said city, and make report thereof to the city council, with a statement of the balance due from or to said treasurer,

City auditors appointed.

Their duties.

school directors or overseers of the poor, and once in every year cause to be published, in one or more newspapers printed in said city, a just and true account of all the moneys which shall have accrued to the city, in its corporate capacity, during the year preceding such publication, and also of the disposition thereof, exhibiting the amount of taxes levied and assessed, and all other sources of revenues of every kind; also the credits for all exonerations of taxes, the amount and percentage paid for collection, and all other disbursements of said city, together with all expenses of the city, including debts due by the said city, and including the permanent or funded debt, and to enter the same in a book, to be known as the auditor's book, which shall be kept in the mayor's office; and the said auditors shall have the same authority that county auditors now have by law; and the said auditors hereinbefore named shall hold their office until the next city election, when the qualified electors of said city shall elect three competent persons for city auditors, who shall perform the duties as provided in this section; and thereafter one auditor shall be elected annually, who shall serve for three years; and said auditors shall receive five dollars per day for each day necessarily employed, to be paid out of the city funds.

Election of auditors.

Compensation.

Officers to be sworn.

SECTION 30. That all officers of said city, whether elected or appointed, shall, before entering upon duty, take and subscribe an oath, before some person competent to administer oaths, to perform the duties of such office with fidelity; which oath shall be filed with the city clerk.

Returns of elections.

SECTION 31. That the returns of all general and special elections in said city, for municipal officers, shall be held and conducted by the officers holding the general elections as now provided by law; and the judges of elections from the several wards in said city shall meet the next day after any annual or special municipal election, at the court house in said city, and deposit their returns with the clerk of the court of quarter sessions; and the said judges shall meet on the same day, when the said clerk shall lay before them said returns, and the same shall be added by said judges, and they shall make out and sign one general certificate, and deliver the same to the said clerk of the quarter sessions, and also make out and deliver, either through themselves or the chief of police, certificates of election to the persons entitled thereto, according to such returns; and all contested elections, concerning any municipal officer, shall be proceeded in in like manner as is now provided by law in cases of township elections.

Contested elections.

Repeal.

SECTION 32. That all laws and ordinances relating to the city of Williamsport, which are inconsistent herewith or altered or supplied by this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 515.

An Act

To relieve the First Troop of Philadelphia City Cavalry from payment of collateral inheritance tax on bequest of John W. Grigg.

WHEREAS, John W. Grigg, of the city of Philadelphia, deceased, bequeathed by item ninth, in his last will and testament, dated the twenty-second day of February, Anno Domini one thousand eight hundred and sixty-eight, and admitted to probate on the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-nine, to the First Troop of Philadelphia Cavalry, the sum of ten thousand dollars:

And whereas, Said troop served during the revolutionary war, and in the recent rebellion, upon the invasion of this state, without compensation, also furnishing, at its own expense, horses and equipments therefor; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the First Troop Philadelphia City Cavalry is hereby relieved from payment of collateral inheritance tax on bequest of John W. Grigg, for ten thousand dollars, contained in his last will and testament.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 516.

A Supplement

To an act incorporating the Farmers' and Miners' Railroad Company, approved the seventeenth day of March, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the rights and privileges granted to the Jamestown and

Certain rights
and privileges
conferred on.

Franklin railroad company, by the first section of an act, entitled "A supplement to an act incorporating the Jamestown and Franklin Railroad Company," approved April fifth, Anno Domini one thousand eight hundred and sixty-two, which said supplement was approved March ninth, Anno Domini one thousand eight hundred and sixty-three, are hereby conferred on the Farmers' and Miners' Railroad Company: *Provided*, That the operations of said company, in mining for coal, iron ore, limestone, fire-clay and other minerals, shall be confined to their own property, or such as said company may or have acquired by lease.

Proviso.

Repeal.

Additional cor-
porator.

SECTION 2. That any or all laws conflicting or inconsistent with the rights and privileges granted to the Farmers' and Miners' Railroad Company, by the act incorporating said company, be and the same are hereby repealed; and that the name of Samuel P. Irvin shall be considered as one of the corporators in the bill to which this is a supplement, the same as if he had been originally written in the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 517.

An Act

To authorize the city council of the city of Williamsport to improve and pave certain streets, et cetera, in said city.

Upon petition
of lot-owners,
council to have
streets or alleys
graded, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when all the owners or owner of real estate or lots situated on both sides of any street or alley, or any part of any street or alley in the city of Williamsport, shall be desirous of improving such street or alley by grading, sewerage and paving the same, or grading, curbing and paying the sidewalks thereof, and said owner or owners of the real estate shall petition the city council of said city for aid to enable the petitioners to make the improvements on said street or alley set out in the petition, it shall be the duty of the said city council to cause the improvement, asked for in said petition, to be made under their direction and supervision.

SECTION 2. That to enable the petitioner or petitioners to improve the street or alley set out in the petition, it shall be the duty of the said city council to issue bonds, bearing interest at the rate of six per centum, payable in twenty years, with coupons attached, for the payment of interest semi-annually, which bonds shall be exempt from taxation, except for state purposes, and which shall be issued to pay the expenses of such grading, sewerage, paving and curbing; and to secure to the city the amount of bonds issued, the petitioner or petitioners shall give a *pro rata* judgment, to be entered up in the court of common pleas of Lycoming county, as a lien on such lot or lots: *Provided*, That the existence of such lien shall not affect the right of freehold in any real estate against which such lien shall have been entered, if otherwise unincumbered: *And provided also*, That no bonds shall be issued to any petitioner or petitioners until said petitioner or petitioners shall have delivered to the city council a *pro rata* lien, by giving a judgment as herein provided.

Council to issue bonds to pay expenses of grading, &c.

Petitioners to give *pro rata* judgment.

Lien not to affect right of freehold.

Bonds not to be issued until judgment is given.

SECTION 3. That when such judgment shall be given and bonds delivered, as provided in the preceding section, the defendant or defendants in such judgment shall pay the interest semi-annually on the same, to the city treasurer, and the principal when due; and in case of default by the defendant or defendants to pay the interest on said judgment when due, then the debt and interest of said judgment shall all become due, and execution may be issued thereon, and the same may be enforced as other judgments are; and there shall be no right of inquisition or exemption on such execution: *Provided*, That the lien of such judgment and execution shall be confined to the lots on the streets or alleys against which the same may be entered: *Provided also*, That the defendant or defendants in any judgment, or owner or owners of any lot or lots, against which the same may have been entered, may at any time pay off the debt, interest and costs, and discharge the same, either in money or bonds of said city, issued in pursuance of this act: *Provided further*, That the defendants in such judgment, or owner or owners of the lot or lots on which such judgment is a lien, shall be credited with the payments of the semi-annual interest when paid, and with one-half of the annual taxes assessed on said lots for city purposes.

Defendants to pay interest on judgment semi-annually, and principal when due.

Failure to pay interest.

Lien confined to lots against which entered.

Defendants or owners may pay judgment at any time.

To be credited with payments of interest, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 518.

An Act

To authorize the governor to appoint an inspector of refined petroleum, kerosene and burning oils in and for the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor of this commonwealth be and is hereby authorized and required to appoint an inspector of refined petroleum, kerosene and burning oils, for the county of Lycoming, subject to the provisions of an act, entitled "An Act authorizing the governor of the commonwealth to appoint an inspector of refined petroleum, kerosene and burning oils in and for the city and county of Philadelphia," approved February fourteenth, one thousand eight hundred and sixty-eight: *Provided,* That all penalties recovered, as provided for in the second section of said act, shall be paid into the treasury of Lycoming county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 519.

An Act

To extend to the counties of Wayne and Luzerne the provisions of an act authorizing the reference of civil actions in the county of Bradford.

Act extended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of assembly, entitled "An Act authorizing the reference of civil actions in the county of Bradford," approved the sixth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the counties of Wayne and Luzerne.

SECTION 2. That the referee appointed or agreed upon in any action referred in pursuance of said act, as well as the prothonotary of the court of common pleas of said counties of Wayne and Luzerne, shall have authority to issue subpoena for witnesses to appear before such referee.

Referees and
prothonotaries
may issue sub-
poenas.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 520.

A Supplement

To the act consolidating the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the first survey district of the city of Philadelphia shall be composed of the Second, Third and Fourth wards, and all that part of the Twenty-sixth ward lying west from Broad street.

First survey dis-
trict.

SECTION 2. That hereafter the second survey district of the city of Philadelphia shall be composed of the First ward, and all that part of the Twenty-sixth ward lying east from Broad street.

Second survey
district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 521.

A Further Supplement

To an act passed May sixteenth, one thousand eight hundred and sixty-one, entitled "An Act to authorize the erection of a free bridge over the river Schuylkill, at South street, in the city of Philadelphia," repealing the authority given to the commissioners by the supplements to said act, approved April fifth, one thousand eight hundred and sixty-six, April fifth, one thousand eight hundred and sixty-seven, and May third, one thousand eight hundred and sixty-nine, to create a loan, and vesting such authority in the councils of the city of Philadelphia.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That if the councils of the city of Philadelphia shall, within ninety days from the date of the passage this act, authorize a loan of the said city of eight hundred thousand dollars, and issue the same within four months from the said date, payable in thirty years from the date of said loan, and to bear interest at the rate of six per centum per annum, payable semi-annually, on the first day of January and July, then all the power and authority given to the commissioners for the erection of a bridge across the river Schuylkill, at South street, in the city of Philadelphia, relating to the creation of a loan for the payment of such bridge, shall be divested, and the same shall be vested in the said council.

If councils authorize and issue loan, then authority given commissioners to be vested in them.

Loan to be exempt from taxation.

Treasurer to hold proceeds to credit of commissioners, &c.

SECTION 2. That the said loan shall be exempt from all state and municipal taxation; and the treasurer of the city of Philadelphia shall hold the proceeds thereof to the credit of the commissioners, separate from all other moneys, and he shall pay the same without appropriation by the said councils, on checks drawn by the president of the said commissioners, and attested by the secretary thereof, whose signatures shall be evidence that the majority of the said commissioners have approved the same; all such checks shall be countersigned by the city controller.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 522.

An Act

To establish the Pittsburg Fire Department.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Pittsburg be and they are hereby empowered to establish, organize and control a paid fire department in and for the city of Pittsburg, and to provide for the expenses thereof.

Councils authorized to establish paid fire department.

SECTION 2. That for the purpose aforesaid, and in addition to other revenues, it shall be lawful for the said councils to assess and collect a special tax upon all fire, marine and life insurance companies, or agencies, doing business within said city; said tax not to exceed in any one year the amount of three and one-half mills on the dollar of the gross receipts of said companies.

May levy tax on insurance companies.

SECTION 3. The said councils shall have full power to make all necessary and proper rules and ordinances for the government of said fire department, not inconsistent with the constitution and laws of the state of Pennsylvania, and to enforce the same by proper penalties.

May make rules and ordinances for government of fire department.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 523.

An Act

To authorize the governor to appoint nineteen additional notaries public in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to those now authorized by law, the governor is hereby authorized to appoint twelve additional nota-

ries public for the city of Philadelphia; and also two additional in the Twenty-first ward, two in the Twenty-fourth ward, two in the Twenty-seventh ward and one in the Fifth ward.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 524.

A Further Supplement

To an act to incorporate the city of Philadelphia, relative to the collection of taxes.

Receiver to appoint collector of outstanding taxes.

Term of office.

To give security.

Receiver to deliver to collector registries of outstanding taxes.

Collector to proceed to collect delinquent taxes.

May levy upon and sell property.

Duty in cases where taxes remain unpaid at certain date.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the receiver of taxes of the city of Philadelphia, immediately after the passage of this act, shall appoint a person, to be denominated collector of all outstanding or delinquent taxes due the said city, who shall hold his office for the term of three years from the date of appointment, and until his successors shall be duly appointed and qualified; the said collector shall give security to the city of Philadelphia, in bonds, to be approved by the city councils, in the sum of thirty thousand dollars, as bonds of city officers are now approved; and it shall be the duty of the said receiver of taxes to hand over immediately to said collector, the registries of all outstanding or delinquent taxes due and owing said city, and upon the first day of February, Anno Domini one thousand eight hundred and seventy-one, and each succeeding year, the registry of delinquents of the previous year.

SECTION 2. The said collector shall immediately thereafter proceed to collect all such delinquent taxes, either out of the personal or real estate of said delinquent owner, wherever the same may be found; and for such purpose he shall be and is hereby invested with full and absolute authority to levy and sell either the personal or real estate of said owner; and in all cases where the taxes remain unpaid on the first day of June, of any year after the same have become delinquent, it shall be the duty of the said collector to procure forthwith an accurate description of the real estate upon which said taxes have been assessed, if the same are not given on the assessor's

books, the cost thereof to be charged against said owners, not to exceed in any case one dollar; and to file liens, take judgment and sell the real estate upon which said taxes were levied, within the succeeding six months: *Provided however*, That in cases wherein the amount of taxes due shall not exceed ten dollars, he shall not expose the said real estate to sale but keep the judgment against the same revived: *And provided*, That in all cases of sales for taxes the said collector is hereby authorized to bid on the said property a sum sufficient to pay the city's lien on the same, and in case of purchase, to hold the same for the use of the city, subject to redemption under existing laws; and in all such cases neither the city of Philadelphia nor the said collector shall be liable for the payment of the sheriff's and prothonotary's costs, until the claim of the city and the said costs shall be realized out of the real estate so bought in and held for the use of the city.

Proviso.

Proviso.

City or collector not liable for sheriff's and prothonotary's fees in certain cases.

SECTION 3. The penalties and costs now by law added to such delinquent bills shall remain as heretofore; and the said collector shall make returns of his collections, under oath, to the city treasurer, once in every two weeks, and take triplicate receipts therefor, and shall deposit with the city controller a copy of said return and one receipt, and with the receiver of taxes a copy of his return and one receipt; he shall also make monthly returns to the councils of said city, and to the board of revision of taxes a list of such bills as are uncollectible, with good and sufficient reasons therefor; and the said board of revision shall have power, after proper examination, to strike such claims from the registry.

Penalties and costs to remain as heretofore. Returns of collections.

Returns of taxes not collectible.

SECTION 4. In case the said collector of outstanding and delinquent taxes shall neglect or omit to file any claim placed in his hands for collection not paid, or shall neglect or omit to proceed to sell any real estate against which a lien exceeding ten dollars may have been filed, according to the foregoing provisions of this act, such neglect or omission shall be deemed a misdemeanor in office, and punishable upon conviction, by a fine not less than three times the amount of said delinquent taxes, and removal from office by the court in which such conviction shall take place: *Provided*, That the provisions of this section shall not apply to any claim for taxes which the board of revision may decide cannot be collected and may order to be stricken from the registry.

Penalty for neglect of duties by collector.

SECTION 5. The compensation of the said collector shall be five per cent. upon the amount he shall collect and pay over to the city treasury: *Provided*, That the city of Philadelphia shall not be liable for any expense for advertising, office rent, clerk hire or any other cost of collection; all such expense to be paid by the collector.

Compensation of collector.

City not to be liable for expenses of advertising, &c.

SECTION 6. All laws or parts of laws inconsistent herewith be and the same are hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

No. 525.

An Act

To authorize the paving or macadamizing of streets in the Twenty-second ward, city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever a majority of the owners of property or a majority of the owners of feet on the line of any street or lane in the Twenty-second ward, for a distance of three hundred feet or upwards, shall petition the superintendents of highways of said ward to have the said street or lane paved or macadamized, they shall state in their petition the kind of paving desired; and it shall be the duty of the said superintendents of highways to enter into a contract with a competent person to do the said work; if macadamized to be either furnace slag or hard stone, as shall be approved by said superintendents; the cost of the said work to be paid for by the owners of property abutting on the line of said street, and the contractor shall take in pay for the same the bills upon the owners of the property in front of which the work was done; and in case of default of payment, the contractor is hereby authorized to enter a lien on the said property, in the name of the city, and collect the same with interest and cost of suit: *Provided*, That before the contract shall be entered into, the surveyor of the district shall certify that the petition contains the names of a majority of the owners on the line of the said street, for the distance asked to be paved or macadamized, the intersections to be paid for by the superintendents of highways; all laws or parts of laws inconsistent with this act are hereby repealed: *Provided further*, That all such contracts shall be first approved by the superintendents of highways of the ward, and that the work on said streets, as it progresses, shall be inspected and approved by said superintendents.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 526.

A Further Supplement

To the act consolidating the city of Philadelphia, relative to the widening and straightening of streets.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the city of Philadelphia to widen, straighten or change the course of any of the streets of the city of Philadelphia, that may be upon the confirmed plans of the city, when a petition signed by a majority of the owners of property fronting thereon shall be submitted to councils, and a plan of the same duly prepared and approved by the board of surveyors shall have been confirmed by the court of quarter sessions, as now provided in law, under which the late district of Spring Garden was surveyed; and any owner whose ground may be taken for such purpose shall be compensated under existing laws, as in case of ground or property taken for the opening of streets in the city of Philadelphia.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 527.

An Act

Relating to a company incorporated to build an artificial road through Germantown to the ten mile stone at Chestnut Hill, and thence to the new stone bridge over the Perkiomen, in Montgomery county, approved the twelfth day of February, one thousand eight hundred and one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners appointed under the act of thirty-

Compensation of commissioners appointed under certain act.

When councils to appropriate amount of appraised value of road.

Supervisors to keep road in repair when made free.

City to contract for paving of roadway, and collect cost from property owners.

first day of March, one thousand eight hundred and sixty-eight, shall be entitled to the same compensation for their services as road jurors appointed by the courts, the same to be certified by the city solicitor; and when the report of the said commissioners shall be made to the mayor, and by him certified to the city councils, they shall appropriate the sum so certified to be the value thereof to the said company; the amount of the appraisement shall be collectible in the same manner as the award of a road jury in said city; and when the said road shall become free, the supervisors of the townships of the city and counties through which the road passes shall keep the said road in repair thereafter, except where passenger railroad companies are required to do so; and the second section of the act of March thirty-first, one thousand eight hundred and sixty-eight, relating to a company incorporated to build an artificial road through Germantown, is hereby repealed.

SECTION 2. That whenever the said turnpike road shall become free, the department of highways of the city of Philadelphia shall enter into a contract with a competent paver, or pavers, to pave the said roadway, upon the city grade, along Germantown avenue from Tenth street to Summit street, in the Twenty-second ward, with rubble pavement, and collect the cost for the same from the owners of the property abutting on the said street, half upon each side; and the contractor shall take the bills upon the owners of the properties so paved, and in case of non-payment of the same to enter a lien and collect the same with costs, by due course of law, by his own attorney; the intersections to be paid for by the departments of highway; and the passenger railway company on the line of the said roadway shall keep the said roadway in good repair so long as their railway track shall continue on the line of said street.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 528.

An Act

To authorize the macadamizing of certain streets in the Twenty-second ward of the city of Philadelphia.

WHEREAS, The unpaved streets of the city of Philadelphia, in the rural wards, are in the spring and fall of each year in a most wretched condition, so much so as to be almost impassable; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the superintendents of highways of the Twenty-second ward are hereby directed to enter into a contract with a competent person to macadamize with stone or flag Wayne street from Washington street to the Philadelphia, Germantown and Norristown railroad, in the centre thereof twenty-five feet wide, and not less than sixteen inches deep; also to macadamize Cheltenham avenue for its entire width, and not less than sixteen inches deep, from Germantown avenue to Wissahickon street, late township line; also to macadamize Green street from Cheltenham avenue to Mannheim street; and to collect the cost for the same from the owners of property abutting on the said streets; the intersections to be paid for by the superintendents of highways of the Twenty-second ward: *Provided,* That the expenses of said macadamizing shall not exceed one dollar and twenty-five cents per square yard.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 529.

An Act

To prevent certain obstructions in the public highways of parts of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Penalty for maintaining stands for sale of meats, &c., on certain streets.

That from and after the expiration of sixty days from the passage of this act it shall not be lawful to set up, establish or maintain a stand in any of the public streets of the city of Philadelphia, lying and being between the north line of Girard avenue and the south line of Walnut street, or upon the footways thereof, either by cart, wagon, vehicle or otherwise, for the sale of meats, fish, farm or garden produce, under a penalty of five dollars for each and every offence, to be sued for and recovered before any alderman of the said city, in the name of the city of Philadelphia, at the instance of any citizen, one-half of which penalty shall be paid into the city treasury and one-half to the informer.

Act not to apply to market houses, &c.

SECTION 2. Nothing herein contained shall be held to apply to any market house or to market sheds erected upon or within the lines of any public street, or the lessees or tenants thereof within said limits, or to prohibit farmers from selling the produce of their own farms to private families at their place of residence, or to vendors of the same at their place of business, in conformity with the ordinances and laws of the said city.

Not to apply to Broad street between certain limits, or hucksters.

SECTION 3. *Provided*, That the provisions of this act shall not apply to Broad street, from Ridge avenue to Brown: *Provided*, That the provisions of this act shall in no way apply to the vendors (known as hucksters) of truck and other produce carried in wagons or carts through the streets of the city of Philadelphia.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 530.

An Act

To incorporate the Conewango Valley Railroad Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Lewis F. Watson, William D. Brown, Rasselas Brown, Samuel J. Page, Patrick Falconer, Orris Hall, Theodore Chase, Thomas L. Higgins, Walter Scott, or any five of them, be and they are hereby appointed commissioners to open books and receive subscriptions and organize a com-

pany, by the name, style and title of the Conewango Valley Title. Railroad Company, with power to construct a railroad, with one or more tracks, from the northern boundary of the county of Warren, Pennsylvania, to any point in the borough of Warren, with the right to cross any railroad at grade, and to connect with any railroad now or hereafter built, at either end or at any intermediate point; and the said railroad company shall be entitled to all the privileges, and be subject to all the provisions and restrictions prescribed by an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, together with the supplements thereto, except in so far as the same are inconsistent with this act.

Construction of railroad authorized.

May cross at grade and connect with other roads.

Subject to.

SECTION 2. That the capital stock of said company shall consist of twenty-five hundred shares, of fifty dollars each: *Provided*, That said company may from time to time, by a vote of the stockholders, at a meeting to be called for that purpose, increase their capital stock not exceeding the cost of said road and its equipments, or so much as may be necessary, in their opinion, to complete said road and branches, and to carry out the true intent and meaning of this act; that said railroad company is hereby authorized to construct branches or lateral roads, not exceeding eight miles in length, with the same rights of connection with other roads as those enjoyed by the main line.

Capital stock.

Branches.

SECTION 3. That the said railroad company may, at any time, for such sums as they may deem expedient for the construction and equipment of the road hereby authorized to be built, issue bonds therefor in sums not less than one hundred dollars, payable at such times, on such terms, and at such rate of interest as they may deem expedient, and dispose of the same at such rates as they may deem proper, and to secure the payment thereof by a mortgage or mortgages upon said railroad, income and property, real or personal, acquired or to be acquired, upon the corporation, franchises and privileges of said company.

May issue and dispose of bonds.

To secure payment of bonds by mortgage.

SECTION 4. That in all cases where said company and the owners of land and material cannot agree upon the amount of damages for either land or materials, the said company may tender a bond, with sufficient security, to the party claiming damages, the conditions of which shall be that the company will pay, or cause to be paid, such amount of damages as the party shall be entitled to receive, after the same shall have been agreed upon by the parties or assessed according to law: *Provided*, That in case the party or parties claiming damages refuse to accept the bond or bonds tendered by said company, the said company may, in such case, present their bond or bonds to the court of common pleas of the proper county, or any one of the judges thereof; and if the said court, or any one of the judges thereof, approve the security, they shall direct the said bond or bonds to be filed in the prothonotary's office of said county, for the benefit of those interested; whereupon the said company may enter upon or take possession of such land or material.

Proceedings in cases of disagreement as to damages.

SECTION 5. That in all cases in which the owners of lands

Adjustment of damages in cases where owners of lands and materials are minors, &c.

and materials are minors, lunatics or habitual drunkards, it shall and may be lawful for the guardian or committee, executors or administrators of such owners, and the said company, amicably to adjust the amount of damages to be paid if they can agree; and on payment of the amount it shall be lawful for such guardian, committee, administrators and executors to release said company from all claims therefor, and to execute all necessary papers in the premises. In case the said parties cannot agree, the said company may proceed as is provided for in the fourth section of this act.

Subscriptions to capital stock.

SECTION 6. That upon the passage of this act a majority of the corporators named in the first section of this act may, upon giving one week's notice in one or more of the papers published in the county of Warren, open books and receive subscriptions to the capital stock of said company; and when a majority of the capital stock mentioned in the second section shall have been subscribed, and ten per cent. paid in, the stockholders may proceed to an election of directors, who shall consist of seven stockholders.

Election of directors.

Commencement and completion.

SECTION 7. That said company shall begin work upon the main line of said road within four months, and complete the same within two years from the date of the passage of this act.

When act to take effect.

SECTION 8. This act shall take effect immediately.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 531.

An Act

To incorporate the May Street Bridge Company of Tionesta.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That H. H. May, N. P. Wheeler, John A. Proper, H. H. Stow, G. Jemmison, P. D. Thomas, Wm. F. Hunter, George S. Hunter, L. L. Hackett, of the county of Forest, T. Detheridge, of the city of Pittsburg, or a majority of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the May Street Bridge Company of Tio-

Title.

nesta, with a capital stock of forty thousand dollars, to be divided into shares of not less than five hundred dollars each, and power to increase the same to such an amount as may be necessary to complete the bridge hereby authorized to be built, by a vote of a majority of the stockholders present at a meeting specially called for that purpose.

SECTION 2. That said company are hereby authorized and empowered to build and erect a single or double track bridge across the Allegheny river, at the foot of May street, in the borough of Tionesta, in the county of Forest, and shall be subject to all the restrictions, and vested with all the rights, powers and privileges enumerated in an act, entitled "An Act regulating bridge companies," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-five, and the several supplements thereto, except so far as it and they are altered and supplied by this act: *Provided*, That said bridge shall be so constructed as not to obstruct the navigation of said river more than other structures of like character on said river now do.

Capital stock.

Authorized to erect bridge.

Subject to.

Navigation not to be obstructed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 532.

An Act

Supplemental to the act incorporating the Continental Improvement Company, approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever, in the judgment of the board of directors of the Continental Improvement Company, the capital stock of said corporation shall be in excess of the requirements of its business, it shall be lawful for said board of directors, with the consent of the holders of two-thirds of the number of shares of the capital stock, to reduce, from time to time, the capital of said corporation to the requirements of its business, by returning to the shareholders *pro rata* to the number of shares held by each, in cash or assets, the amount of the pro-

Directors may reduce capital stock.

posed reduction or reductions of capital, and after such payment or payments, to issue to the stockholders new certificates of stock in substitution of the old certificates, conformable to the number of shares, after the reduction or reductions of the capital stock as aforesaid.

Reductions to be certified to auditor general.

Auditor general's certificate as to reduction, to be received as evidence.

SECTION 2. Whenever the capital stock of said corporation shall be reduced in the manner prescribed in the preceding section, the president or secretary thereof shall, under oath, certify the same to the auditor general; and the amount of the capital stock, after the said reduction or reductions, certified as aforesaid, shall thereafter, for all purposes, be deemed and taken as the capital stock of said corporation; and a certificate of said fact, by the auditor general, shall be received as evidence of the amount of capital stock of said corporation in all courts and places.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 533.

An Act

To authorize the president, managers and company of the Delaware and Hudson Canal Company to construct a railroad from the terminus of their present locomotive railroad at Olyphant, to the city of Carbondale.

Authorized to construct railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president, managers and company of the Delaware and Hudson Canal Company be and they are hereby authorized to locate and construct a railroad from the terminus of their present locomotive railroad at Olyphant, in the county of Luzerne, to the city of Carbondale, and to connect the same, when constructed, with the Jefferson railroad, at said city of Carbondale, and with any other railroad now made or that may hereafter be made to the said city.

Power, authority and privileges.

SECTION 2. That the said the president, managers and company of the Delaware and Hudson Canal Company, in the location and construction of the said railroad, shall have all the power, authority and privileges given in the tenth section of the act, entitled "An Act regulating railroad companies,"

approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine; and all damages in the location and construction of the said railroad, for right of way and land, and materials taken, or otherwise, if the parties cannot agree therefor, shall be secured and assessed in the manner provided by the said act of assembly, entitled "An Act regulating railroad companies," and the several supplements thereto.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 534.

An Act

Relating to a certain highway in the Twenty-third ward of the city of Philadelphia, requiring the removal of a toll-house on the Frankford and Germantown turnpike.

WHEREAS, It has been represented that a certain toll-house belonging to the Frankford and Germantown Turnpike Company is an obstruction, and is also injurious to private property, and occupies the foot-way on a line with the Knights of Pythias Greenwood Cemetery, preventing said company from erecting a line wall and a foot-way along said wall for the use of pedestrians who may desire to visit said cemetery; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Frankford and Germantown Turnpike Company be and they are hereby required to remove, or cause to be removed, the toll-house opposite the grounds of the Knights of Pythias Greenwood Cemetery, so that the said cemetery company shall have a foot-way adjoining their line on said turnpike, of at least eight feet in width, the whole length of the said company's land facing on said turnpike.

SECTION 2. That said turnpike company be obligated and are hereby required to remove, or cause to be removed, said toll-house, so that the same shall not be within eight feet from the line of said cemetery company's land, within thirty days after the passage of this act, under a penalty of five

Preamble.

President and directors to remove toll-house

Company to remove toll-house within certain time.

Penalty.

Not to erect toll-house within certain distance of cemetery.

Cemetery company authorized to make foot-way.

hundred dollars monthly thereafter; said penalty to be collected upon a proper affidavit of any two citizens of the county of Philadelphia, before a justice of the peace; and the said moneys so collected shall be vested in the guardians of the poor of said city of Philadelphia; and that the said Frankford and Germantown Turnpike Company shall not be allowed to erect any toll-house within eight feet of the line of said cemetery, or within three hundred feet of the main entrance of said cemetery.

SECTION 3. That the said the Knights of Pythias Greenwood Cemetery Company be and are hereby authorized to make, build and pave a foot-way adjoining said cemetery, of not more than eight feet in width, along said Frankford and Germantown turnpike, after the expiration of thirty days from the passage of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 535.

An Act

Supplementary to an act, entitled "An Act to incorporate the Federal Street and Pleasant Valley Passenger Railway Company," approved February twentieth, Anno Domini one thousand eight hundred and sixty-eight.

Authorized to extend road.

Route.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the company incorporated by the act to which this is a supplement, be and they are hereby authorized to extend their road, leaving Federal street at Frazier's corner; thence along the north side of Diamond square to the north-east corner of said square; thence southwardly across Ohio street, and along the east side of the market house to Gay alley; thence *via* Gay alley to Union avenue, and along Union avenue to Church avenue, and along Church avenue to Anderson street, and along Anderson street to Pittsburg and Allegheny bridge and city of Pittsburg, and over and along such streets in the city of Pittsburg as the councils of said city may permit; and for the purpose of so extending their road, the said company shall have the right and power to lay out and construct

along and over the streets above named, or any other, as aforesaid, a single or double track railway, with the necessary turnouts and switches, the same as if the route set forth, or which may be permitted by councils, had been contained in their original charter.

SECTION 2. The said company shall have the power to contract with any other railway company or bridge corporation, to lease the right to use and occupy any portion of the property and franchises of such corporations in extending their road over the route aforesaid, or any other which may be permitted, into the city of Pittsburg.

May contract with any other railroad company or bridge company for use of property, &c.

SECTION 3. That for the purpose of extending their said road, and furnishing additional facilities required along the line of their road, and at the termini, the board of directors of the Federal Street and Pleasant Valley Passenger Railway Company are hereby authorized to issue the bonds of said company, in sums of not less than fifty dollars each, payable in not less than ten years, to an amount not exceeding fifty thousand dollars, bearing interest at the rate of seven and three-tenths per centum per annum, and to secure the same by a mortgage of their railroad, corporate franchises and property of every description, acquired and to be acquired, the rents, issues and profits thereof.

Directors authorized to issue bonds.

SECTION 4. That the power given to said company in the proviso to the section of the act to which this is a supplement, be and the same is hereby extended to this act, and any extension of their road that may be made under it.

Certain power given to company in former act extended to this act.

SECTION 5. That said company shall have authority to connect or consolidate with any other street passenger railway in the cities of Pittsburg or Allegheny, upon such terms as may be agreed upon by the managers or directors of said railway companies.

May connect or consolidate with another passenger railway.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 536.

A Supplement

To an act relating to the fees of the several county officers of the county of Lancaster, approved the third day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act to which this is a supplement, be and the same are hereby extended for the period of one year from the thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 537.

A Supplement

To an act, entitled "An Act to enable South ward, in the city of Chester, to procure a supply of water," approved the second day of March, Anno Domini one thousand eight hundred and sixty-seven, and the supplement thereto, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporators named in the said act, or a majority of them, or their successors, or a majority of said successors, shall full power and authority to extend their pipes into any road, street, lane or alley of any township, district and borough in the said county of Delaware, adjacent to the said city of Chester, and shall have full power and authority to supply the inhabitants of the said township, district and borough, or either or any of them with water, and to use all necessary means therefor as fully as if such township, district or bor-

Corporators may extend pipes, and supply inhabitants of adjacent townships, &c., with gas.

ough had been named in the said original act and its supplements.

SECTION 2. That the proper authorities of any such township, district or borough, or either or any of them, are hereby authorized and empowered to enter into and fulfill all and every such contract and agreement on behalf of such township, district or borough, as may be necessary to fully carry out the purposes of this act; and to effect the same are hereby authorized and empowered to borrow, on the credit of said township, district and borough, or either or any of them, and to issue bonds, certificates or other evidences of indebtedness therefor, bearing legal interest, such sum or sums of money as may be required in addition to any sums of money the said township, district and borough, or any or either of them, may be authorized to borrow for other purposes.

Authorities of townships, &c., may enter into contracts and agreements.

Authorized to borrow money and issue bonds.

SECTION 3. That the corporators named in the said original act are hereby authorized and empowered to borrow the sum of twenty-five thousand dollars, in addition to the sum heretofore authorized to be borrowed by them, in the like form and on the same terms as expressed in the said act.

Corporators authorized to borrow money.

SECTION 4. That the real estate and other property of the said corporation shall be exempt from all taxation, to the same extent as the property of other municipal corporations are now by law, or may hereafter be, exempt from taxation.

Exemption of property from taxation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 538.

An Act

To vacate Division alley, in the plan of out-lots of the borough of Beaver.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the north-west end of Division alley, in Borough township, Beaver county, in the plan of out-lots or academy lots of the borough of Beaver, as laid out under authority of an act of assembly of the commonwealth of Pennsylvania, beginning at line of lots of William Dunn, and thence to the

terminus of said alley, a distance of about one hundred and fifty yards, be and the same is hereby vacated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 539.

An Act

Relative to county auditors of Lancaster and York counties.

Meetings of
auditors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors of Lancaster and York counties, after the expiration of the present year of eighteen hundred and seventy, shall assemble annually, on the third Monday of February, instead of the first Monday of January, as heretofore, and at such other times as may be necessary for the performance of the duties required of them by law; any law inconsistent herewith is hereby repealed.

Payment of au-
ditors of Lan-
caster county.

SECTION 2. That an act, entitled "An Act relating to the payment of county auditors," approved April seventeenth, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed so far as it relates to Lancaster county; and that the auditors of said county shall be paid for their services and incidental expenses, and the costs of the attendance of witnesses before them, out of the county treasury, by an order drawn upon the treasurer of said county by the judges of the court of common pleas of said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-fifth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 540.

An Act

To establish a steam ferry across the Allegheny river, at Parker's and Graham's landings.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Wm. J. Parker, P. T. High and C. E. Riddle, their heirs and assigns, shall have the exclusive right and privilege to have and maintain a public steam ferry across the Allegheny river, from, at or near Graham's landing, in Perry township, Clarion county, to land of Parker or others, in Perry township, Armstrong county, Pennsylvania, and also the right and privilege of any land or lands contiguous to said ferry, in order to facilitate the crossing said stream; and also the right and privilege of making all roads, or occupying those already made, necessary to connect with the public thoroughfares near their landings: *Provided*, That the said Wm. J. Parker and C. E. Riddle, and their heirs and assigns, shall pay to the owner or owners of the road or roads, land or lands occupied by them, the damages which shall accrue to the owner or owners in consequence thereof, to be assessed in the same manner as damages for the opening of private roads are now by law assessed: *Provided*, That the work of construction shall in no way obstruct or retard the navigation of the Allegheny river.

Ferry authorized.

Damages.

Navigation not to be obstructed.

SECTION 2. That the said Wm. J. Parker and C. E. Riddle, their heirs and assigns, shall keep the said steam ferry in good order and repair, fit for the transportation and passage of persons, teams, carriages, horses, cattle, sheep, hogs and freight, and keep good and sufficient boats and other crafts, and competent and sober ferryman, who shall constantly, as occasion may require, attend for the purpose of carrying persons, teams, carriages and all other matter across said river with reasonable diligence and care.

Ferry to be kept in good order.

SECTION 3. That if any person or persons shall wilfully cut, break or in any way injure or destroy any boat, craft or other property, or shall take from its moorings any craft or boat belonging to said ferry, he, she or they so offending shall forfeit and pay, to the said Wm. J. Parker and C. E. Riddle, their heirs and assigns, the sum of fifty dollars, in addition to all damages sustained by the owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

Penalty for injuring property.

SECTION 4. That the rates of toll shall be the same as contained in the third section of an act, entitled "An Act to establish a ferry over the Allegheny river, at Franklin, in Venango county," approved the seventeenth day of March, An-

Rates of toll.

When ferry to
be placed in
operation.

Abandonment
of ferry.

no Domini eighteen hundred and sixty-four: *Provided*, That said steam ferry shall be placed in operation within thirty days from the approval of this act: *And provided further*, That in the event that the said steam ferry shall be discontinued or abandoned, then the company now owning and operating a chain or wire ferry at the same point, shall have and possess the same rights and privileges as at the present time.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 541.

An Act

For the extension of the city of Allegheny.

Portion of M'-
Clure township
annexed to.

Election of offi-
cers.

Powers, privi-
leges, &c.

Division of
school property,
relative to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all that part or portion of M'Clure township, in Allegheny county, lying south of the Pittsburgh, Fort Wayne and Chicago railroad, commencing at the line of Allegheny city running south of said railroad down to Jack's run, said run being the dividing line between M'Clure and Ross townships, is hereby annexed to the city of Allegheny, and to be known as a ward of said city.

SECTION 2. That the qualified voters of said new ward, upon the day set apart by law for holding municipal elections in the city of Allegheny, shall proceed to hold an election and elect councilmen, aldermen and all other officers that is or may be provided by law; and said ward shall have and possess all the powers and privileges conferred upon other wards of said city, and be subject to the laws and ordinances of said city: *Provided*, That none of the provisions of this act shall go into effect until the first day of October, one thousand eight hundred and seventy.

SECTION 3. The school directors of M'Clure township, in the remaining part of said township, or the part annexed to the city of Allegheny, if they cannot amicably agree upon an equitable division of the school property as it stood in said township at and before the passage of this act, shall apply to the court of common pleas of Allegheny county, who shall

appoint three disinterested freeholders, according to the manner and form specified in section second of the act approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine; and the whole proceeding to final judgment shall follow the form prescribed by said act of eighteenth March, Anno Domini one thousand eight hundred and sixty-nine, relating to the division of school property in the division of old wards in the city of Allegheny.

SECTION 4. That all acts or parts of acts inconsistent with Repeal. the provisions of this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 542.

An Act

Relating to the streets, side-walks and lock-up of Monongahela City, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved April third, Anno Domini one thousand eight hundred and sixty-seven, entitled "An Act in relation to grading, paving, macadamizing and curbing the streets and paving the side-walks in the borough of M'Keesport, in the county of Allegheny," be and the same are hereby extended to the borough of Monongahela City, in the county of Washington.

Provisions of certain act extended to.

SECTION 2. That the lock-up in the borough of Monongahela City, above named, shall be considered and taken as a jail, and the breaking of or escape from it, or any other offence against it, shall be punishable in the same manner as similar offences against the county jail are punished.

Lock-up to be considered jail.

SECTION 3. The burgess and justices of the peace of said borough may commit persons to said jail for any time not to exceed ten days, on default of the payment of any fine or security given for the payment of the same in ten days after sentence.

Commitment of persons in default of payment of fines.

SECTION 4. The burgess, or assistant burgess in his absence, or any justice of the peace of said borough, may, at the request of any sheriff, constable, bailiff or any other person

Commitment of prisoners for safe-keeping.

having legal custody of any prisoner, commit said prisoner to the lock-up for safe keeping for a term not to exceed twenty-four hours: *Provided*, That in case of a preliminary examination, in a criminal proceeding, the prisoner may be detained not to exceed ten days.

Tax for borough
purposes.

SECTION 5. The burgess and council of said borough shall are now levied and collected, for borough purposes exclusively, have power to levy and collect a tax as county rates and levies not to exceed ten mills per annum upon the assessed valuation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 543.

An Act

To prevent horses, mules, cattle, sheep and swine from running at large in Forks township, in the county of Sullivan.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act all horses, mules, cattle, sheep and swine belonging to farmers, or other persons, found running at large beyond the premises of the owner or upon the public roads or highways in the township of Forks, Sullivan county, shall be considered in the character of strays, and may be taken up as such by any person, and shall and may be disposed of under existing laws of this commonwealth relating to strays, if such person shall see proper to prosecute the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 544.

An Act

To authorize the school directors of the borough of Montrose, in the county of Susquehanna, to borrow money for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Montrose, in the county of Susquehanna, and their successors, are hereby authorized to borrow any sum of money, not exceeding fifteen hundred dollars in any one year, for school purposes, and issue therefor their bonds, bearing interest not exceeding seven per centum per annum: *Provided,* That no bond or other obligation shall be issued by said directors for the payment of sums of a less denomination than one hundred dollars, and that the same shall be exempt from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 545.

An Act

In relation to an interpreter for the several courts of Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the judges of the court of common pleas of the county of Butler be and they are hereby authorized to appoint a suitable person as an interpreter of the German language for the several courts of the said county, whose term shall last five years, if he so long behave himself well, whose translation of the testimony of witnesses is to be given under the sanction of an oath or affirmation, and to be subject to the same rules of evidence as in ordinary cases; for the service

Appointment of
interpreter au-
thorized.

Term.

of said commissioner, or interpreter, the party by whom he is called shall be required to pay him the sum of three dollars per diem for each and every day he is in attendance upon the court; the amount of fees thus paid to be taxed with the costs of the case, and to be paid as other costs.

Fees.

May translate instruments of writing desired in county offices or courts.

Compensation.

SECTION 2. That said commissioners shall have power to translate all instruments of writing which may be desired in any of the offices or courts of said county, including articles, deeds and other instruments, in the recorder's office; for which service said commissioner shall receive for his compensation double the fees now allowed for recording said instruments, et cetera.

BUTLER B. STRANG,

Speaker of the House of Representatives

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 546.

An Act

To authorize the Erie and Pittsburg Railroad Company to sell and dispose of its capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Erie and Pittsburgh Railroad Company be and it is hereby authorized to sell and dispose of its common stock in lieu of its preferred stock: *Provided*, It is sold and disposed of on the same terms and conditions that are now authorized by law for disposal of its preferred stock.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 547.

An Act

To amend an act approved April eighth, one thousand eight hundred and sixty-eight, entitled "An Act relating to liens of mechanics, material-men and laborers upon leasehold estates and property thereon, in the counties of Venango, Crawford and Warren," and the supplement thereto, approved April thirteenth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first section of an act approved April eighth, Anno Domini one thousand eight hundred and sixty-eight, relating to the liens of mechanics, material-men and laborers upon leasehold estates in the county of Venango, and the supplement, extending the same to the counties of Crawford, Warren and Clarion, be amended by striking out the word "written" when it occurs before the word "lease," so that the same shall read, "held by lease for any term of years."

First section of
act of April 8th,
1868, amended.

SECTION 2. That the first section of an act approved April thirteenth, one thousand eight hundred and sixty-nine, entitled "An Act to amend an act approved April eighth, Anno Domini one thousand eight hundred and sixty-eight, relating to liens of mechanics, material-men and laborers upon leasehold estates in the county of Venango, Crawford and Warren," be and the same is hereby repealed.

First section of
act of April 13th,
1869, repealed.

SECTION 3. That section two of the act approved April thirteenth, one thousand eight hundred and sixty-nine, entitled "An Act to amend an act relating to liens of material-men, mechanics and laborers in the counties of Venango, Crawford and Warren," be and the same is hereby amended by striking out the words, "after receiving notice as aforesaid," at the beginning of said section: *Provided*, That the provisions of this act shall only apply to the county of Venango.

Section two of
act of April 13th,
1869, amended.

Where this act
to apply.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 548.

An Act

To provide for refunding certain moneys raised under the bridgelaw of Erie county.

Preamble.

WHEREAS, An act, entitled "An Act authorizing the court of quarter sessions of the county of Erie to appoint bridge commissioners, to report the cost of construction," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, has been repealed:

And whereas, Prior to the repeal of the said act, the commissioners of Erie county did cause the sum of thirty thousand dollars to be levied on said county, for the year one thousand eight hundred and seventy, to meet the expenditures incurred, and likely to be incurred under said act; now therefore,

Moneys not required to reimburse treasury to be refunded.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of said thirty thousand dollars as shall not be required to reimburse the county treasury the full amount paid, or to be paid therefrom, for bridges built under said act, shall be refunded by the county commissioners to the several cities, townships and boroughs of said county, in the same proportion as the same was collected from them: *Provided however*, That any moneys which shall have been paid out of the county treasury for building a bridge or bridges in any township, ward or borough of said county, under said act, shall be deducted from the portion which would go to such township, city or borough, and added to the amount to be distributed, as aforesaid, among the remaining townships, cities and boroughs.

Proviso.

Duty of county commissioners.

SECTION 2. It shall be the duty of the county commissioners to calculate and fix the portion of said fund which is due to each of said townships, wards and boroughs, as aforesaid, and to cause the same, when collected, to be paid over to the proper treasurer thereof, whose receipt shall be a sufficient voucher for the amount so paid.

Sums refunded to be added to road, city and borough funds.

SECTION 3. And the sums so refunded to the several townships, cities and boroughs of said county, shall be added to their respective road, city and borough funds.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 549.

An Act

Supplementary to an act to incorporate the city of Corry, approved the eighth day of March, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the present boundaries of the city of Corry be extended as follows, viz: Beginning at a point sixty rods south from the present south-east corner, on the Warren county line; thence west parallel to the present southern bounds to a point sixty rods west of the present western bounds; thence north as far as the northern boundaries of said city now extended parallel to the present western bounds and sixty rods therefrom; thence easterly to the north-west corner of the present boundary of said city; and so much of the territory and population thus added and annexed as lies south of the main track of the Atlantic and Great Western railway, shall be attached and belong to the First ward in said city, and so much of the territory and population as lies north of the main track of said Atlantic and Great Western railway, shall be attached and belong to the Second ward of said city.

Boundaries extended.

What portion of territory annexed to be attached to First ward.

What portion to be attached to Second ward.

SECTION 2. That the assessor or assessors of the townships of Wayne and Concord, in the county of Erie, are hereby directed and empowered to furnish to the assessors of the city of Corry a list of all taxable persons and property now included in said townships of Wayne and Concord; and such lists shall be stricken from the assessmet roll and duplicates in said Wayne and Concord townships and added to the list of taxables in said city, and be treated in the same manner and subject to the same alterations by the city assessors, or others, as the lists of taxables of the city of Corry hereafter made out: *Provided*, That all taxes heretofore levied thereon, in the said Wayne and Concord townships, shall be collected and accounted for in the manner and by the same officers as if this act had not been passed.

List of taxable persons and property in certain townships, to be furnished city assessors.

To be added to city list.

Proviso.

SECTION 3. That hereafter the legislative powers of said city and corporation shall be vested in one council, to be denominated the common council of said city, to consist of not to exceed six members from each ward, nor less than three, the number to be determined by the council, and to be equally distributed among the wards into which the city now is or may hereafter be divided, and to be elected for the term of two years, except at the next city election, when four of said council, or members to be elected thereto, shall be elected for the term of one year; said council shall perform legislative acts in one body, with the same powers as heretofore have been conferred on the select and common councils of the said city

Legislative powers to be vested in common council.

Number and terms of office of councilmen.

of Corry; and a majority of the members must be present to constitute a quorum for the transaction of business, and no action shall be valid unless passed by a majority of the members present.

SECTION 4. No person shall be eligible to the office of mayor or councilman, or any other elective office of said city, unless he shall be a qualified voter of the said city, and shall have resided therein at least one year previous to the election thereto.

SECTION 5. Whenever a vacancy shall occur in the council of said city by the death of any councilman, or his removal from the ward for which he may have been elected, or resignation or otherwise, it shall be the duty of the council, at their next regular meeting, to elect, by ballot, from the ward in which the vacancy exists, a citizen duly qualified to serve until the next annual city election.

SECTION 6. That whenever a vacancy shall occur in the office of mayor of said city by death, resignation, removal from the city or otherwise, it shall be lawful for the common council of said city to fill such vacancy by the election of a legally qualified citizen of said city thereto; and such appointment or election so made shall continue until the next annual election for city officers: *Provided*, That no member of said city council shall be eligible to fill such vacancy.

SECTION 7. All ordinances of the city of Corry, in force at the time of the passage of this act, shall continue to be in force, so far as the same may be applicable, until altered, repealed or superseded by ordinances of the council; all ordinances ordained and passed by the council shall be presented to the mayor for his approval, and if approved by him shall become a law; and if he shall not approve any ordinance he shall return it, with his objections, to the council, and the council shall proceed to re-consider the same, and if it be approved by two-thirds of the council it shall become a law; if the mayor shall retain any ordinance longer than fourteen days it shall become a law the same as if approved by him; no ordinance shall go into effect until the same shall have been published in the official newspaper of said city for a period of ten days.

SECTION 8. That in addition to the power now conferred on the mayor of said city, he shall have charge of the city seal, and affix the same, without fee or reward, to all ordinances and to all contracts, when required, to which the city is a party; he shall also, for the fee of one dollar, affix the same to each officer commissioned by him, and to all official acts and documents when such authentication may be necessary.

SECTION 9. The council of said city shall have power to provide, by ordinance, for the regulation of scales, weights and measures within the city, according to the standard of the commonwealth, the regulating foundations of buildings, party walls and partition fences, the measuring of wood and weighing of hay, the hawking and peddling of market produce and other articles, of any sort, within the city; shall also have power to appoint one chief engineer of fire department, one superintendent of public streets, one city attorney, one city surveyor, one lock-up keeper, one or more pound

Quorum.

Eligibility to office.

Vacancies in council.

Vacancy in office of mayor.

Ordinances, relative to.

Mayor to have charge of city seal, and affix same to ordinances, &c.

Council authorized to provide for regulation of scales, measuring of wood, &c.

May appoint officers, define their duties, &c.

masters, and such other appointments as they shall deem necessary, and define their duties, compensations and terms of office.

SECTION 10. The city attorney of said city shall prosecute and defend all actions brought by or against said city, and render such other professional services connected with the office as may be required of him by law or by the council; and no suit shall hereafter be brought by any person, or persons, in the name of the city, without notice in writing being first given to the city attorney, who shall keep a regular docket of all such suits, in a book furnished by the city, and hand the same over to his successor in office; and the city shall not be liable for any cost on suits that are not authorized by the mayor, city attorney or some other person specially authorized by the council to do so.

Duties of city attorney.

City not to be liable for costs on suits not authorized.

SECTION 11. One assessor shall hereafter be elected, at the usual time of electing said officers, in each of the wards of said city, and said assessors shall meet together for the purpose of equalizing the assessment of taxes in the several wards of said city; such meeting shall be held at least ten days previous to the meeting of the court of appeals held by the commissioners of the county of Erie, to whom such assessment is returnable.

Assessors, election of, &c.

SECTION 12. That so much of section six of the supplement to an act to incorporate said city of Corry, approved April eleventh, one thousand eight hundred and sixty-six, as relates to the levying tax on dogs, is hereby repealed, and the following is enacted to take the place thereof: That the council of said city shall have power to levy and collect annually, of the owners or keepers of dogs and bitches over one month old, not exceeding two dollars on the owner or keeper of one dog, and not exceeding five dollars on the owner or keeper of one bitch; and levy and collect such additional tax on the owner or keeper of more than one dog or bitch, and in such rates of increase as they may deem proper; and any dog or bitch found running at large in the said city, contrary to the ordinances thereof, may be killed by any person or persons authorized by the mayor.

Dogs, taxing of &c.

SECTION 13. That in addition to the license fee now charged by law on all billiard rooms, bowling alleys, beer saloons, oyster saloons, restaurants, eating houses, taverns or inns, all places where vinous, fermented or intoxicating drinks are sold in said city in less quantity than one gallon, it shall be lawful for the council of said city to assess, by ordinance or resolution, on the keepers or proprietors of such billiard rooms, bowling alleys, beer saloons, oyster saloons, restaurants, eating houses and taverns, a license fee of not less than ten nor more than fifty dollars per year, for the use of the city; and said licenses, when so assessed and collected, shall be paid into the city treasury of said city, and shall constitute and be a fund for the payment of the police force of said city; and the amount of license to be paid by the various parties liable to pay the same under this act, shall be assessed and adjusted at such rate as they may deem just and proper; and said assessment when completed shall be published for one

Licensing of billiard rooms, bowling alleys, &c.

week in the official paper of the city, and a written or printed notice, stating the amount of such assessment, signed by the city clerk, shall be left at the various places of business of the parties liable to pay the same; the expenses of which, together with the expenses of collecting said licenses, shall be paid out of the fund raised by said licenses; and if any person or persons shall neglect or refuse to pay said licenses within ten days after the final assessment of the same, the amount of such license, due from such person or persons, shall be collected in the same manner that fines and penalties due said city are now by law collected: *Provided*, That persons so assessed, as aforesaid, may appeal to the next regular meeting of said council, at which time said appeal shall be heard and disposed of; no license for any purpose granted shall be valid until countersigned by the city clerk; no license shall be valid until the sum of money required therefor shall be fully paid to the city treasurer; the city clerk shall report to the city attorney for prosecution of all violations of said ordinances that may come to his knowledge.

Council may fix time when places where liquors are sold shall be closed, &c.

SECTION 14. That in addition to the special powers heretofore conferred, the council of said city shall have power to fix the time at which all places for the sale of intoxicating liquors in said city, whether distilled or fermented, shall be closed in the evening; and shall also have power to authorize the mayor to close all places at which such intoxicating drinks are sold, whenever, in his opinion, the public peace and safety require it, for such time as he shall deem expedient, not exceeding forty-eight hours; and they shall have power to prescribe what penalties shall be imposed on any person or persons violating any ordinance, resolution, rule or regulation enacted under the power and authority prescribed by this act.

May prescribe penalties for violating ordinances, &c.

Construction of sewers.

SECTION 15. That the city council of said city shall have power, when they may deem the same necessary, to cause sewers to be constructed in any street, lane or alley of said city; and for the payment of the cost of the same, they are hereby authorized to levy and assess, on the property benefited; and said levy shall be made by such persons, not less than three in number, as the council of the said city may appoint.

Improvement of streets or alleys.

SECTION 16. That the council of said city are hereby authorized and empowered to cause to be graded, paved, macadamized, repaired, or otherwise improved, any public street or part thereof, or public alley, which now is or may hereafter be laid out and opened in said city, and have the said street, part of street or alley, set with curb-stone, and shall have power to provide, by ordinance, for the levy and collection of the cost and expense of work and materials used therefor, from the owners of the property bounded by and abutting on said street or part of street or alley, by an equal assessment on said property in proportion to the number of feet the same fronts on said street, part of street or alley: *Provided*, That said council shall not order any street, part of street or alley to be paved, graded, macadamized or set with curb-stone, except upon the petition of the majority of the persons holding or owning property on said street, part of street or alley

so proposed to be graded, macadamized, paved or set with curb-stone, or otherwise improved.

SECTION 17. When said council shall, by ordinance, direct the grading, paving, macadamizing or curbing any street, part of street or alley within said city, the question whether a majority of persons holding or owning property thereon, have petitioned therefor, shall cease and determine: *Provided*, That no ordinance for any of the above named purposes shall be passed until thirty days' notice of the improvement prayed for has been given in the official paper of the city.

When council, by ordinance, direct grading &c., certain question to cease.

Notice of improvements to be given before passage of ordinances.

SECTION 18. The term owner or owners, when used in this act, is hereby declared to mean any person or persons, or bodies corporate, who may own or claim the property to be affected by such improvement and assessment mentioned or intended in this act, in whom is vested any estate in fee simple, fee tail, for life, a perpetual leasehold, or for a term of years, by lease, or otherwise, not less than twenty years; a majority of the owners of an undivided property to constitute one person for the purposes of this act.

Term "owner or owners" construed.

SECTION 19. When the assessment is completed on the property liable to be assessed for said street improvement, under the provisions of this act, a written or printed notice, stating the amount of such assessment, shall be given to the owner, reputed owner or person liable therefor, under the provisions of this act, or said notice shall be left at the residence of such person or persons, with an adult member of the family, or if the person so liable be a non-resident, then to the agent of such person residing in said city, or if there be no resident agent, then by a written or printed notice addressed to the last known place of residence of such person; in case of non-payment mayor to collect; and if the tax or sum so assessed be not paid within sixty days after notice given, as aforesaid, the mayor of said city may proceed to collect the same as follows, viz: The collector of said tax shall make out a written statement of the amount of said tax and a description of the property taxed, together with his affidavit of said statement and description, and that the notice provided herein was given in the mode and manner herein provided; and the prothonotary of the court of common pleas of Erie county shall enter judgment on the same, with ten per centum damages, and cost of said suit and interest from date of said entry; which judgment shall be in form, as follows, viz: The city of Corry vs. A B, owner or reputed owner, et cetera, with a general description of the property upon which said tax was assessed, which judgment so entered, shall be a lien upon said real estate, and shall be collected by execution, as judgments on mortgages are now by law collected.

Collection of assessments for street improvements.

SECTION 20. That the city council of said city, in addition to the special powers heretofore conferred, by a majority vote, shall power to issue bonds, signed by the mayor, city clerk and treasurer, and authenticated by the seal of said city, in convenient sums, the whole amount not to exceed twenty thousand dollars, at a rate of interest not to exceed eight per centum per annum, payable semi-annually; and said bonds to be made payable at such times and places as the said coun-

Issue and sale of bonds for purpose of procuring water pipes.

cil shall see fit, not to exceed twenty years: *And provided*, That no such bonds shall be sold for less than par, the proceeds of which shall be applied for the purpose of procuring water pipes, reservoirs, fire engines, hose and all other things necessary for extinguishing fires in said city of Corry. In all cases where the bonds are sold by cash, the money is to be paid into the city treasury and drawn by warrants, signed by the mayor, and countersigned by the city clerk: *Provided*, That the said council may authorize the mayor, or any committee appointed for that purpose, to negotiate said bonds direct for procuring and obtaining the objects above stated.

Tax for payment of interest and principal of bonds.

SECTION 21. The council shall have power to levy and collect, annually, a tax of one per centum per annum upon the taxable property, real and personal, within said city of Corry, to be used for the purpose of paying the interest of the said bonds, and the balance to be appropriated to the payment of the principal of the same, until the said bonds are paid up, or a sufficient fund is accumulated, by investing the money in United States bonds, to pay the whole amount outstanding; and when such amount shall be accumulated, or the bonds paid off, then this tax to cease.

Bonds not to be subject to taxation.

SECTION 22. That the said bonds shall not be subject to taxation by any laws of the commonwealth of Pennsylvania.

Tax for sanitary purposes.

SECTION 23. The said council shall have power to levy and collect annually, for sanitary purposes, to be expended under the directions of the council of said city, an additional tax, not to exceed one-half of one per centum per annum on each dollar of valuation of the real and personal estate, trades and occupations of said city, to be collected in the same manner as other taxes levied for city purposes are now by law collected.

Repeal.

SECTION 24. That all acts or parts of acts relating to said city, previously enacted, as is hereby altered or supplied, is hereby repealed.

Assessment of street damages and contributions.

SECTION 25. *And be it further enacted by the authority aforesaid*, That sections one, two and four of a further supplement to incorporate the said city of Corry, approved the twentieth day of March, Anno Domini one thousand eight hundred and sixty-seven, is hereby repealed, and the following to take the place thereof: That hereafter whenever the mayor and council of the said city of Corry shall open, or be about to open, any street or alley therein, or to widen or extend the same, or to vacate any street, part of street or alley, it shall be lawful for such council to appoint five disinterested freeholders of said city, who, after being duly sworn or affirmed to perform their duties under this act with impartiality and fidelity, shall proceed to view the premises described in the order issued by the council to the viewers so appointed, having regard to the advantages and disadvantages caused to the several properties along the line of and adjoining said street and alleys, and shall assess and allow to all persons injured thereby such damages as they may have sustained, respectively, over and above all advantages; and shall also make assessments for contribution upon all such properties as shall be benefited or upon said city so much as may be considered

public benefit by the opening, widening or extending of said streets or alleys, or the vacating thereof, such sums, respectively, as they may have been benefited, over and above all disadvantages.

SECTION 26. The said viewers shall make report of their proceedings in writing to said council, at the time specified in said order, describing the properties upon which assessments have been made, whether for contributions or for damages, with the amount respectively; and the council shall, by a written or printed notice, signed by their clerk, stating the amount of such assessment, shall be given to the owner, reputed owner or person liable therefor, or said notice shall be left at the residence of such person, or persons, with an adult member of the family, or if the person so liable be a non-resident, then to an agent of such person residing in said city of Corry, or if there be no resident agent, then by a written or printed notice addressed to the last known place of residence of such person, stating also the time and place, in such notice, of the meeting of said council, held for the purpose of hearing of such parties who feel aggrieved by such assessment or award for damage; such notice being given, under the provisions of this act, at least thirty days previous to the meeting of said council, held for the purpose of hearing such grievances; and said council shall have power to modify, approve and confirm such report, which confirmation, if passed by two-thirds of the members voting in favor, shall be final and conclusive on all parties: *Provided*, That the party or parties aggrieved shall have the right of appeal to the court, as is now provided by law; and the said council may proceed to collect all such damages and assessments for contribution in the same manner as other debts due said city are by law collectible.

Viewers appointed to assess damages, &c., to report to council

Proceedings on report made.

Appeal to court

Collection of damages, &c.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 550.

An Act

Extending the provisions of an act to prevent cattle, horses, mules, sheep and hogs from running at large in Venango township, Erie county, and Little Beaver township, Lawrence county, to certain other townships in Lawrence county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act to prevent cattle, horses, mules, sheep and hogs from running at large in Venango township, Erie county, and Little Beaver township, Lawrence county, approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby extended to the townships of Hickory, Mahoning, Washington and Wilmington, Lawrence county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 551.

An Act

To incorporate the Cumberland Valley Farmers' Mutual Fire Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Allen, James Moore, Samuel Garver, W. M. Mains, S. L. Addams, Joseph A. Stuart, S. M. Wherry, John Cussler, Levi Zeigler, M. G. Hale and M. B. Boyd, and all other persons, who may hereafter be associated with them, in the manner hereafter prescribed, and their successors, shall be and they are hereby constituted and declared to be a body politic and corporate by the name, style and title of the Cumberland Valley Farmers' Mutual Fire Insurance Company, and by the same name shall have perpetual succession, and

Corporators.

Title.

shall be able to sue and be sued, plead and be impleaded, in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands, tenements, rents, annuities, franchises and hereditaments, goods and chattels of what kind soever, and the same to sell and dispose of from time to time; and also to make and have one common seal; and also to ordain, establish and put in execution such by-laws as shall appear necessary for the government of the corporation, not being contrary to this charter or the laws of the United States or of this commonwealth: *Provided*, That the clear yearly value or income of the said corporation, and the interest of money loaned by it, shall not exceed the sum of two thousand dollars.

Powers and privileges.

Income limited

SECTION 2. The object and business of the said company shall and is hereby prescribed to be the insurance of their respective dwelling houses, barns and other buildings, household furniture, goods and chattels, and other property, against loss or damage occasioned through any unavoidable accident by fire; this company shall be and is restricted to farm buildings and their contents.

Object and business.

SECTION 3. All persons who shall hereafter insure with the said corporation, and also their heirs, executors, administrators and assigns continuing to be insured in the said corporation, as is hereinafter provided, shall hereby become members thereof during the period they shall remain insured and no longer.

Membership.

SECTION 4. The affairs of the said company shall be managed by a board of directors, consisting of from nine to thirteen members, to be elected and chosen as hereinafter provided, which board shall elect, from their own number, one person as president and one person as secretary; they shall also elect or appoint a treasurer, of whom they shall require such security as they may provide by their by-laws, and may employ such other officers as may be necessary for the transaction of the business of the company, and shall also determine the rates of insurance and the sum to be insured, and the sum to be deposited for any insurance; a majority of the said board shall constitute a quorum to do business.

Management.

Officers.

Rates of insurance, &c.

Quorum.

SECTION 5. The members of the company shall, upon thirty days' notice in one newspaper published in the county of Cumberland, meet at their office, in the borough of Shippensburg, on the last Saturday in November in each year, for the purpose of holding an election for directors, and such election shall be held under the inspection of three members; such election shall be by ballot; a majority of the votes given shall elect, and the directors so elected shall continue in office until the last Saturday of November in the succeeding year, or until others are elected; each member to be allowed one vote and no more; no vote shall be given by proxy; all vacancies occasioned may be filled by the board until the next election.

Election of directors.

Votes.

Vacancies.

SECTION 6. Every person who shall become a member of said corporation by effecting insurance therein, shall, before he or she receive their policy, deposit a promissory note with approved security; a part, not exceeding ten per centum

Deposit of promissory notes by members.

Payments on notes.

Notes to be returned on expiration of terms of insurance.

Loan of moneys

Policies to be surrendered when properties insured are transferred.

Assignment of policies.

Members bound to pay for losses, &c.

Suits by and against company.

Assessment of tax on premium notes.

Failure to pay assessments.

of said note, shall be immediately paid, and the remainder of said deposit note shall be payable in part or the whole at any time when the directors shall deem the same requisite, for the payment of losses by fire; and at the expiration of the term of insurance, the said note, or such part of the same as shall remain unpaid, after deducting all losses and expenses incurred during said term, shall be relinquished and given up to the maker thereof; and it shall be lawful for said corporation to loan such portion of their money on hand as may not be immediately wanted for the purpose of said corporation, to be secured by judgment or mortgage, or upon other good and sufficient security.

SECTION 7. When any property insured with this corporation shall be aliened, by sale or otherwise, the policy shall thereafter be void and of no effect, and shall be surrendered to the directors to be cancelled; and upon such surrender the insured shall be entitled to receive his or her deposit note, on payment of his or her proportion of losses and expenses accrued prior to such surrender; but the alienee or grantee, having the policy assigned to him, may, upon proper application, have the same ratified and confirmed to him for his own proper use and benefit, and from the time of such ratification shall be entitled to all the rights and privileges, and be subject to all the liabilities to which the original party to whom the policy was issued was entitled and subject under this act.

SECTION 8. Every member of said corporation shall be bound to pay for losses and damage, and such necessary expenses aforesaid accruing in said corporation, in proportion to the amount of his or her deposit note.

SECTION 9. Suits at law may be maintained by said corporation against any of its members for the collection of said deposit notes or any assessment thereon, or for any other cause relating to the business of said corporation; also all suits may be prosecuted and maintained by any member against said corporation for losses or damage by fire, if payment be withheld or refused more than three months after the company are duly notified of such losses; no member of the company, not being in his individual capacity a party to the suit or suits, shall be incompetent as a witness on account of his being a member of the company.

SECTION 10. In case it shall be found necessary to assess a tax on the deposit or premium notes, a meeting of the board of directors shall be called, who shall fix the amount to be assessed, and the secretary shall assess the same on the premium notes, in proportion to their amounts; notice of which assessment shall be given to the drawers of said deposit notes, to pay the same to the treasurer within sixty days after the publication of said notice; on neglect or refusal to pay the same sum assessed upon him or her, as a proportion of any loss as aforesaid, in such case said company may sue for and recover the whole amount of his or her deposit note or notes, with costs of suit; and the amount thus collected shall remain in the treasury of said company, subject to the payment of such losses as have or may accrue hereafter, and the balance, if any remain, shall be returned to the party from

whom it was collected, after he shall have surrendered his policy and ceased to be a member of the company.

SECTION 11. At the annual meeting of the company the directors shall pass all such by-laws, rules and regulations necessary for the well-government of the affairs of said corporation, it shall also be the duty of the secretary and president of such annual meeting to submit a statement of the affairs of the said company. By-laws, &c.

SECTION 12. The persons named in section first shall constitute the board of directors of said company, until the last Saturday of November next, or until others are elected, with power to fill vacancies, and adopt such necessary by-laws and regulations as may be proper for the government of the said company. First board of directors.

SECTION 13. This act shall take effect immediately after its passage, but the legislature of this commonwealth may at any time alter, modify or annul its provisions, in such manner, however, as to do no injustice to the corporators. Act, when to take effect, &c

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 552.

An Act

To repeal an act, entitled "An Act in relation to the construction and repair of roads and bridges in Lower Merion township, Montgomery county," approved the second day of March, Anno Domini one thousand eight hundred and sixty-six, and the supplements thereto, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, and the twenty-ninth day of March, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act in relation to the construction and repair of roads and bridges in Lower Merion township, Montgomery county," approved the second day of March, Anno Domini one thousand eight hundred and sixty-six, and the supplements thereto, approved the eleventh day of April,

Anno Domini one thousand eight hundred and sixty-seven, be and the same are hereby repealed: *Provided*, That no contract entered into by the commissioners, nor the collection of taxes assessed, nor the liabilities incurred, shall be in any wise affected.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 553.

An Act

To extend the provisions of an act, entitled "An Act to prevent cattle, horses, mules, sheep, goats and swine from running at large in the townships of Sugar Grove and Freehold, in the county of Warren, and Plum township, Venango county," to the township of Spring Creek, Warren county, and to the township of Burrell, in Indiana county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of assembly approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to prevent cattle, horses, mules, sheep, goats and swine from running at large in the townships of Sugar Grove and Freehold, in the county of Warren, and Plum township, Venango county," be and the same are hereby extended to the township of Spring Creek, in Warren county, and to the township of Burrell, in Indiana county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 554.

An Act

To make the ledgers of either of the firms of Powell and Company, or Tracy and Moore, of Towanda, Bradford county, evidence.

WHEREAS, The firms of Powell and Company and Tracy and Moore were and had been largely engaged in the mercantile business at Towanda, at and prior to the fire of January twenty-ninth, one thousand eight hundred and seventy :

And whereas, The day books, or books of original entry, of said firms, respectively, were destroyed by said fire, and their ledgers preserved ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That upon due proof of the loss of said books of original entry of either Powell and Company, or Tracy and Moore, of Towanda, Bradford county, Pennsylvania, the ledgers of said firms of Powell and Company, and Tracy and Moore respectively, shall in any and all settlements, suits or actions of whatsoever kind or nature, by or against said firms respectively, be admitted in evidence as *prima facie* proof of accounts, credits, indebtedness and balances, whether in favor of or against said firms respectively.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 555.

An Act

Relating to the Swatara Falls Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate existence of the Swatara Falls Coal Company, and all the powers, rights and franchises of the said

Continuance of corporate existence, relative to.

Directors may surrender leases now held, accept new lease, &c.

Conveyances, &c., to be recorded.

What quantity of land may be held.

Directors authorized to issue and dispose of bonds.

May secure payment of bonds by mortgages of property.

company, shall continue until the same are annulled, revoked or altered in accordance with the twenty-sixth section of the first article of the constitution of this commonwealth, any limitation in the articles of association of the said company or in any existing laws to the contrary notwithstanding.

SECTION 2. That it shall be lawful for the board of directors of said company to surrender the leases now held by the said company and to accept in lieu thereof a new lease for an extended term, and also to acquire from time to time, either by purchase or lease, addition mineral land or mining privileges; and all conveyances or leases made to the said company shall be recorded within sixty days in the office for recording deeds, et cetera, of the proper county: *Provided however*, That the quantity of land held at any one time by the said company shall not exceed that limited in the act under which the said company was incorporated.

SECTION 3. That to provide means for paying any present or future indebtedness of the said company, and for carrying on the business of the said company, or either, it shall be lawful for the board of directors to issue from time to time the bond or bonds of the said company, for such amount as they may deem expedient, at a rate of interest not exceeding eight per cent. per annum, and to dispose of the same in such way and manner, at such price as they may think best, and to secure the payment of the same by one or more mortgages of the whole or any part of the property, real and personal, corporate rights and privileges of the said company, acquired or to be acquired.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 556.

An Act

Giving a bounty on fox scalps in the counties of Union, Lehigh and Lebanon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this act any person or persons who may kill any fox or foxes within the counties of

Union, Lehigh and Lebanon, in this commonwealth, and who shall produce the scalp or scalps having the ears thereon before any justice of the peace in and for said counties, it shall be the duty for the said justice to examine such person or persons on oath or affirmation touching the time when and the place where such fox or foxes was or were taken and killed; and if the same shall be found to be within the bounds of said counties it shall be the duty of such justice to certify the same to the commissioners of said counties, who shall immediately draw their warrant on the county treasurer for the sum of two dollars for each and every scalp of a full grown fox, and one dollar for those that are less than full grown, so produced; and it shall be the duty of such treasurer and he is hereby directed to pay the amount of said order.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 557.

An Act

To prevent the growing of white daisy in Vernon township, in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved April ninth, one thousand eight hundred and sixty-nine, and entitled "An Act to prevent the growing of white daisy in the townships of Conneaut, Summerhill and Pine, in the county of Crawford," be and the same are hereby extended to the township of Vernon, in said county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 558.

An Act

To incorporate the Pigeon Creek Valley Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Josiah Taylor, John Van Voorhis, Jesse Lazear, James H. Van Voorhis, Vincent Colvin, Richard Richardson, James G. Hart, E. T. Cooper, G. G. Kern, Newton Van Voorhis, John Jones, William J. Alexander, Joseph Kiddo, W. D. S. Wilson, C. E. Beach, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Pigeon Creek Valley Turnpike Road Company, with power to locate and construct a turnpike road from the borough of Monongahela City, in the county of Washington, to some point on the National road, between the towns of Beallsville and Hillsborough, in said county, on the site of any public road or roads, or otherwise, as the said company may direct, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the several supplements thereto: *Provided*, That when the company hereby incorporated shall have finished one mile or more of their road, the president thereof may give notice to the governor, who shall thereupon do and perform the duties prescribed in the twelfth section of the said act of the twenty-sixth day of January, one thousand eight hundred and forty-nine.

Title.
Construction of
turnpike au-
thorized,

Subject to.

Notice to gov-
ernor.

Capital stock. SECTION 2. That the capital stock of said company shall be fifty thousand dollars, divided into shares of fifty dollars each: *Provided*, That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be deemed necessary to carry out the true intent and meaning of this act: *And provided further*, That the same company may, in like manner, extend their road to the borough of Waynesburg, in the county of Greene.

May extend
road.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 559.

An Act

To repeal an act, entitled "An Act to validate and legalize a contract between the county of Bedford and Joshua J. Shoemaker, for the erection of a new poor house for said county, and to authorize and empower the commissioners of said county to make a contract for the erection of the same," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to validate and legalize a contract between the county of Bedford and Joshua J. Shoemaker, for the erection of a new poor house for said county, and to authorize and empower the commissioners of said county to make a contract for the erection of the same," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 560.

A Supplement

To an act, entitled "An Act to incorporate the city of Meadville."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the township of Mead, in the county of Crawford, as lies between the western boundary of the city of Meadville and the eastern boundary of the township of Vernon, in said county, be and the same is hereby incorporated into and made a part of the said city of Meadville, and hereafter shall be subject to and governed by the same laws

and ordinances by which said city is governed: *Provided*, That nothing in this act shall be construed to divert the taxes already assessed on said portion of Mead township from the purposes for which they were so assessed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 561.

An Act

Extending to Crawford county an act to enlarge the jurisdiction of justices of the peace in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act to enlarge the jurisdiction of justices of the peace in the county of Erie, approved the eighteenth of February, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to Crawford county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 562.

An Act

Authorizing the commissioners of the county of Schuylkill to receive the returns of the school tax collector for the year one thousand eight hundred and sixty-eight, of East Union township, within sixty days after the passage of this act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Schuylkill county shall be authorized and empowered, and required, to receive the returns of the school tax collector of East Union township, in Schuylkill county, for the year one thousand eight hundred and sixty-eight, within sixty days after the passage of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 563.

An Act

Relating to the salary of the treasurer of Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the treasurer of the county of Delaware shall receive the sum of twelve hundred dollars per annum as his salary, in lieu of all other compensation now allowed by law, as county treasurer, payable quarterly, in the same manner as other county officers are now paid.

SECTION 2. All laws inconsistent with the provisions of this Repeal. are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 564.

An Act

To incorporate the Path Valley Mutual Fire Insurance Company of Franklin county.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Daniel Skinner, David D. Skinner, S. M. Skinner, David J. Skinner, Martin L. Hammond, Elias Shearer, Samuel Coons, Jacob Coons, William Burk, S. O. M'Curdy, W. G. Kirkpatrick and Robert M'Cormack, and all other persons who may associate with them, shall be and are hereby constituted a
Name.	body corporate and politic, by the name of the Path Valley Mutual Fire Insurance Company of the county of Franklin,
Powers and privileges.	by which name they shall have perpetual succession, may sue and be sued, implead and be impleaded, with power and authority to make contracts of insurance with any person or persons who may hereafter become members thereof, or with any corporation or body politic, against any loss or damage by fire; and also to have a common seal, and the same to break, alter and renew at pleasure; to ordain, establish and put in execution such by-laws, ordinances and regulations as they may deem necessary for the regulation and government of the business and affairs of the said corporation, not contrary to the constitution or laws of the United States or of this commonwealth.
Management.	SECTION 2. The affairs of said company shall be managed by twelve directors, members of said company; the annual
Election of directors.	election shall be held at such place as the directors may appoint, on the first Monday of May, between the hours of ten A. M. and two P. M.; each person insured in the said company shall have one vote; and the persons so elected shall
Votes.	appoint one of their number as president; they shall also appoint a secretary and treasurer and such other officers and
Officers and agents.	agents as they may deem necessary, and allow them such compensation as they shall see fit; and the persons so elected and appointed shall continue to hold their respective positions and perform the duties of their offices until their successors
Vacancies.	shall have been duly chosen and qualified; vacancies in the board of directors shall be filled by the remaining directors.
Corporators to be directors until first election.	SECTION 3. The persons named in the first section of this act shall constitute the board of directors of the said company until the first Monday of May, Anno Domini one thousand eight hundred and seventy, and until others are elected and qualified as aforesaid.
Risks.	SECTION 4. The said company shall never take or have at any one time any risk or risks amounting in the aggregate to more than five thousand dollars upon any one building or property, or upon any personal property therein, nor shall

any policy be issued by the said company for a longer period than five years at any one time. Policies.

SECTION 5. The business of the said corporation shall be conducted upon the mutual principle exclusively, and shall be confined to the insuring of property against losses or damage by fire. Business, how to be conducted.

SECTION 6. The provisions of the act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and of the supplements thereto, so far as they are not inconsistent with this act, be and they are hereby extended to the company hereby incorporated. Certain provisions extended to.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 565.

An Act

To provide for the election of a justice of the peace in the borough of Bellefonte.

WHEREAS, A vacancy has occurred in the office of justice of the peace in the borough of Bellefonte, county of Centre, by the death of Samuel L. Barr, who was duly elected and commissioned to fill said office: Preamble.

And whereas, Samuel Irwin, who was elected as the other justice of the peace at the last general election, has not lifted his commission, and there being, therefore, no person duly qualified to act as justice of the peace in said borough, and no means appointed by law whereby said vacancy can be filled before the next general election; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified voters of the borough of Bellefonte, in this commonwealth, shall, on the fifteenth day of April, Anno Domini one thousand eight hundred and seventy, at the place for holding the general election in the said borough, elect a justice of the peace to fill the vacancy in said office occasioned by the death of Samuel L. Barr. Election of justice of peace authorized.

SECTION 2. That the election herein provided for shall be held and conducted in the same manner and by the same offi- Election, how to be held, &c.

cers who are required by law to hold the general election in said borough, and shall in all respects, except as altered and changed by this act, be subject to all the provisions of the act of assembly regulating the election of justices of the peace in this commonwealth.

Governor to
commission
person elected.

SECTION 3. The governor shall, immediately upon the receipt of the returns of such election, issue a commission to such person as shall appear from said returns to be duly elected.

Person commis-
sioned to appear
before recorder
and be qualified

SECTION 4. That upon receipt of said commission the party to whom the same shall be issued, shall immediately appear before the recorder of Centre county and be duly qualified, in the same manner now provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 566.

An Act

To authorize the school directors of the city of Corry, in the county of Erie, to borrow money, and to levy an additional tax for school purposes.

Authorized to
borrow money
and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of erecting school houses in the city of Corry, in the county of Erie, the school directors of said city be and they are hereby authorized to borrow any sum of money, not exceeding the sum of twenty thousand dollars, at a rate of interest not exceeding eight per centum per annum; and that the said school directors are hereby authorized and empowered to issue bonds, in the name of said school district, for such sum or sums as may be borrowed under the provisions of this act, payable at such time or times as the said board may designate, not exceeding ten years from the time said bonds are issued; which bonds shall be exempt from taxation, except for state purposes: *Provided*, That no bond shall be sold for less than its par value, and that no bond shall be issued for a less sum than one hundred dollars, and that the interest on the same may be made payable semi-annually or annually, as the board may provide at the time of issuing said bonds.

SECTION 2. That said school directors are hereby authorized to levy and collect an additional tax of seven mills on the dollar per annum, upon all the taxable property, real and personal, trades and occupations made taxable for school purposes in the said city of Corry, for five years after the passage of this act, which amount, so levied and collected, shall be used for school purposes only.

Authorized to
levy additional
tax.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 567.

An Act

To incorporate the Susquehanna Co-operative Mutual Life and Fire Insurance Company of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That T. E. Loomis, William A. Kellogg, Samuel Stephenson, Joseph Williams, L. A. Tyler and their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name style and title of the Susquehanna Co-operative Mutual Life and Fire Insurance Company of Pennsylvania, and that by that name shall have perpetual succession, shall have a corporate seal and be able to sue and be sued, implead and be impleaded in all courts of record and elsewhere, to purchase and receive, have, hold and enjoy, to them and their successors, such real estate as may be required by said company to carry out the objects of said corporation, and to receive and invest all money in stocks, bonds, mortgages, or other security as the said corporation, their successors or assigns, may deem proper for the benefit of the association, and sell, mortgage and re-invest the same according to the laws of the state of Pennsylvania.

Corporators.

Title.

Powers and
privileges.

SECTION 2. Any person under the age of sixty may become a member of the said association, under such rules and regulations as shall be adopted by the by-laws of the company, and by signing an agreement to pay the sum of two dollars and ten cents on the death of or loss by fire of any member, or so much thereof as may be necessary to pay the

Membership,
relative to.

loss and the expenses connected therewith, and which every member shall be liable for, and in default of payment thereof, after thirty days' notice, shall cease to be a member, and shall forfeit all right, title and interest to any insurance in said company, together with the amount he or she may previously have paid.

Officers.

SECTION 3. The corporators aforesaid shall have the power to appoint a president, vice president, secretary and treasurer, or such other officers as may be required to carry out the objects of said corporation, to serve until an election shall be held for the same; also to ordain, establish and put into execution such by-laws and regulations as may be necessary for the government of said company, not in contradiction of this charter, or of the constitution of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them shall lawfully appertain to do for the well-being of the company, and the due ordering and management thereof.

By-laws, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 568.

An Act

Relating to fines and forfeited recognizances in the county of Lycoming.

WHEREAS, The court of common pleas of Lycoming county has granted a charter of incorporation to the Lycoming Law Association, the objects and purposes of which association, and the mutual benefit of the court and bar of said county in having a well selected law library convenient and accessible to all the members thereof in promoting among said members kind and social relations, professional courtesy and urbanity, and in acquiring legal knowledge and correct practice; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all fines and forfeited recognizances which shall be hereafter imposed or forfeited in any of the courts of Lycoming county, and not by law directed to be paid into the state

treasury, shall be received and collected by the Lycoming Law Association for the use of said association.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 569.

An Act

To authorize the commissioners of the county of Chester to sell certain real estate.

WHEREAS, The commissioners of Chester county have purchased from Joseph P. Wilson and wife a certain lot of ground in the borough of West Chester, on the north side of Market street, between the grounds of the West Chester academy and the grounds of the Chester county prison, for the purpose of enabling them to enlarge the prison grounds, and said lot has been conveyed to the county of Chester, by deed dated February second, one thousand eight hundred and seventy, and recorded in the recorder's office of said county, in deed book W seven, volume one hundred and sixty-seven, page sixty-five:

And whereas, The whole of the lot so purchased may not be needed for that purpose; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Chester are hereby authorized and empowered at any time to make sale of so much of the said lot as they may not, in their judgment, need for the purpose of enlarging the prison grounds, and to convey the same to the purchaser in fee simple, and to pay the proceeds into the county treasury.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 570.

An Act

Granting an annuity to Joseph Graham, of Butler county, Pennsylvania, a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and directed to pay Joseph Graham, of Butler county, an annuity of forty dollars, commencing on the first day of January, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 571.

An Act

Relative to committing magistrates in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of all the committing magistrates within the county of Allegheny to enter upon their criminal dockets the name, residence and occupation, if any, of all defendant's bail and witnesses in every criminal case, and to send to the district attorney of said county a true transcript from said docket within five days after the binding over or committal of any defendant charged with felony, and in all other cases to make their returns of the same to the district attorney within the time now required by existing laws; and a wilful violation of the requirements of this act is hereby declared to be a misdemeanor in office, and on conviction thereof the party offend-

ing shall be fined in any sum not exceeding five hundred dollars.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 572.

An Act

To increase the compensation of witnesses, jurors and county commissioners in the county of Blair.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act each witness shall receive one dollar per day for each day's attendance at court, and the mileage now allowed by law; and each juror shall receive one dollar and fifty cents for each day's attendance at court, and the mileage now allowed by law; and the county commissioners shall each, in addition to the compensation now allowed them by law, receive five cents per mile circular for each mile traveled in attending to the duties of their office; and that all acts of assembly inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 573.

An Act

Declaring Annin creek, in M'Kean county, a public highway.

Declared a public highway.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That Annin creek, in the county of M'Kean, be and the same is hereby declared a public highway, from the mill owned by Theron Cooper, on said creek, to the place where it empties into the Allegheny river.

Duty of persons building mills.

SECTION 2. It shall be the duty of any and all persons building mills on the said Annin creek to so construct them with proper schutes in said dams as to allow free access to logs that may be floating upon said stream.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 574.

A Supplement

To an act, entitled "An Act to enlarge the jurisdiction of justices of the peace in the county of Erie," approved February eighteenth, one thousand eight hundred and sixty-nine.

Parties may demand jury trials in actions where defendants claim set-off exceeding \$50.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That in all actions founded upon contract, express or implied, brought before a justice of the peace of the county of Erie, in which the defendant shall claim a set-off or payment, exceeding fifty dollars, either party may demand a trial by jury of six, to be chosen in the manner provided by the act to which this is a supplement.

SECTION 2. In all such actions, brought before a justice of said county of Erie, a defendant who shall neglect or refuse to set off his demand, whether founded upon bond, note, penal

or single bill, writing obligatory, book account or damages on assumption, against the plaintiff, which shall not exceed the sum of three hundred dollars, shall be and is hereby forever barred from recovering the same against the plaintiff by any after suit.

Defendants failing to set off demand in actions before justices, barred from recovering same.

SECTION 3. On all judgments founded upon contract, if the amount exceed one hundred dollars, and the defendant be a freeholder, and such freehold shall, in the opinion of the justice entering the judgment, be sufficient to pay the judgment, interest and costs, over and above all liens, encumbrances and rights to exemption, or if the defendant shall, within twenty days after judgment, give bail absolute, there shall be a stay of execution for nine months and no longer.

Stay of execution.

SECTION 4. That the jurors may be selected from the township, borough or ward in which the justice trying the cause may hold his office, and the adjoining townships, boroughs and wards, in the discretion of the justice; and either party shall have the right to challenge any of the jury for cause, at any time before they are sworn.

Where jurors may be selected from.

Challenges.

SECTION 5. That all vacancies in the number of jurors that may happen by absence, challenge or other cause, shall be supplied by the justice writing down three names for each vacancy, and the parties shall proceed to strike out until the requisite numbers to fill the vacancies are left.

Vacancies in number of jurors.

SECTION 6. That in all cases of the selection of a jury, or filling vacancies in their number, if either party shall refuse or neglect to strike out the names as directed, the justice shall act for such party in striking out the names. If any jury shall be unable to agree upon a verdict, and the justice shall be fully satisfied of that fact, he shall have power to discharge them, after giving notice to the parties, their agents or attorneys, of his intention to do so; and the said justice shall then fix a time, not more than three days thereafter, at which another jury shall be chosen; and after such new jury are chosen they shall be immediately summoned by the constable, upon a new *venire*, to be issued by the justice for that purpose, and the new trial shall proceed forthwith, unless the same shall be adjourned for some cause shown.

When justices to act for parties in selection of juries.

Justices may discharge juries in cases of disagreement.

SECTION 7. The only remedy which the party aggrieved by any act of the justice or the jury, done under the provisions of this act, or the act to which this is a supplement, shall be by an appeal to the court of common pleas of Erie county, within twenty days after final judgment: *Provided*, That if the defendant shall prove to the satisfaction of a judge of said court that he had no knowledge of the proceedings before the justice until the twenty days for appeal had expired, and that no summons was legally served upon him, said judge may order a writ of *certiorari* to be issued, and upon the defendant entering into recognizance, with sufficient surety, to pay the debt and costs in case the proceedings before the justice shall be affirmed, all proceedings before the justice shall be stayed until the determination of the court on the writ of *certiorari*.

New trials.

Appeal the remedy for parties aggrieved.

In what cases judge may order *certiorari* to be issued.

SECTION 8. That the jury shall be the judges of both the law and the facts of the case: *Provided*, That the justice shall

Jury to be judges of law and facts.

Irrelevant testimony.

Jury may ask opinion of justice.

have power to exclude such evidence from the jury as has no relation to the matter trying; and the said jury may ask the opinion of said justice upon the law of the case, in the presence of the parties or their counsel, at any time before rendering their verdict.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 575.

An Act

To incorporate the General Synod of the Evangelical Lutheran Church in the United States of America.

Incorporation.

Name.

Privileges.

Members may select officers and make by-laws and regulations.

Officers until next meeting of synod.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the General Synod of the Evangelical Lutheran Church in the United States of America shall be and is hereby declared to be a body corporate and politic, by the name and style of the General Synod of the Evangelical Lutheran Church in the United States of America, and by that name its members and their successors shall have perpetual succession, shall be capable of suing and being sued in any court whatever, and shall have and use a common seal, which they may alter and change at pleasure.

SECTION 2. It shall be lawful for the regular members of said synod, at its regular meeting, to select a president, secretary and treasurer of said corporation, and to make and ordain such by-laws and regulations in relation to the management and disposition of their real and personal estate, the duties of their officers and the management of their corporate affairs, as they shall deem proper: *Provided*, They are not inconsistent with the constitution and laws of this state and of the United States; and until the next regular meeting of said synod, or until successors are chosen, the Rev. Henry N. Pohlman, D. D., of Albany, New York, shall be president; the Rev. Luther E. Albert, D. D., of Germantown, Pennsylvania, secretary, and A. F. Ockershausen, Esq., of New York, treasurer of said corporation.

SECTION 3. The said corporation shall have power to hold in trust deeds of church property and other beneficent insti-

tutions, and of taking, holding and receiving any property, real, personal or mixed, by virtue of any devise, bequest, grant or purchase: *Provided*, The yearly value of each property shall not exceed the sum of one hundred thousand dollars, and that the same shall be appropriated to religious, charitable or missionary purposes. Authorized to hold in trust deeds of church property, &c.

SECTION 4. This act shall take effect immediately.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 576.

An Act

Authorizing the school directors of Union school district, Lawrence county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Union school district, Lawrence county, be and they are hereby authorized to borrow any sum of money not exceeding three thousand dollars, and issue bonds therefor, which shall be payable within three years, be exempt from taxation, except for state purposes, and bear interest at a rate not exceeding seven per centum per annum, which shall be payable annually; and the money so borrowed shall be expended in discharging the indebtedness on the building erected for a graded school in West New Castle, in said Union school district.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 577.

An Act

To appoint auditors to audit and settle the bounty account in the city of Scranton, in the county of Luzerne.

Auditors appointed.

Duties and powers.

To give notice of meeting.

May compel attendance of witnesses, &c.

Report to be final and conclusive.

When report to be in court of quarter sessions

Compensation of auditors.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. W. Gunster, C. W. Hartley and S. W. Keene are hereby by this act appointed auditors, whose duties shall be to examine, audit and adjust all the accounts of bounty taxes levied and collected, and moneys subscribed for bounty purposes, in the city of Scranton, in the county of Luzerne, with full power in either case to re-audit any former accounts heretofore audited by any other person or persons, so as to ascertain and render certain the whole amount of money levied and collected and paid out and expended for bounty purposes in said city, together with costs and expenses of the same.

SECTION 2. That the said auditors hereby appointed shall give full notice in three weekly newspapers, one of which shall be German, published in said city, for at least thirty days before the day fixed for their sitting, and shall have the same power and authority to compel the attendance before them of parties and witnesses and the production of books and papers, and to administer oaths and affirmations, as are by law given to county auditors; and the report of the said auditors hereby appointed by this act, so made by them, shall be final and conclusive of all matters contained therein.

SECTION 3. The report of the said auditors shall be in the court of quarter sessions of the county of Luzerne, within fifteen days after the same shall be concluded, for the inspection of all persons interested, who shall be entitled to examine the same without fee or reward to the clerk of said court.

SECTION 4. That the compensation of said auditors shall be fixed by the president judge of said county, and shall be paid by the treasurer of said city, out of any money in his hands.

SECTION 5. All laws inconsistent with this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 578.

An Act

Appointing commissioners to lay out a state road from Finleyville, in Washington county, to the Monongahela river, at the mouth of Lobe's run, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William Campbell, P. C. Devlin, of Allegheny county, and W. W. Thompson, of Washington county, be and they are hereby appointed commissioners to view and lay out a state road from Finleyville, in Washington county, to the Monongahela river, at the mouth of Lobe's run, in the county of Allegheny; and it shall be the duty of the said commissioners, or a majority of them, after having been first duly sworn or affirmed before a justice of the peace to perform all the duties imposed by this act, having due regard to a straight and easy road, at an elevation of not more than five degrees from a horizontal line, and they shall clearly and distinctly mark the points on the route located, and they shall vacate such roads or parts of roads as are rendered useless by the opening of said state road; and the said commissioners shall receive the sum of three (3) dollars per day for every day necessarily engaged in the duties assigned by this act; and they shall appoint one surveyor at five (5) dollars per day; and if any one of the said commissioners shall act as surveyor they shall receive the additional sum of two (2) dollars per day; and they shall also appoint two chain-bearers and one axeman, at two (2) dollars per day each.

Commissioners appointed.

Their duties.

Compensation.

Surveyor, chain-bearers and axemen.

SECTION 2. That the said commissioners shall make out a fair and accurate draft of the location of the road, marking thereon the courses and distances and the county and township lines, with other such matters as may serve for explanations, one copy whereof shall be deposited in the office of the secretary of the commonwealth, and one copy each in the office of the clerk of the court of quarter sessions of the respective counties through which said road is located, and from henceforth the road shall be a public highway.

Commissioners to make out draft and file copies thereof.

SECTION 3. That it shall be the duty of the supervisors or road commissioners of the several townships through which said road shall pass, upon due notice being given in writing, by any person interested in its use, to proceed at once, without delay, to the opening, constructing and keeping in good repair said road; and in case of failure so to do, said officers shall be subject to all the penalties and forfeitures under existing laws for disregard of duty in making and repairing of public highways.

Duty of supervisors or road commissioners.

SECTION 4. That the commissioners shall draw on the commissioners of the counties through which said road shall pass

Commissioners
to draw on
county commis-
sioners for ex-
penses.

who shall adjust the account of the commissioners, surveyor, chain-bearers and axe-men, and pay them as other accounts by orders on the treasurer of the counties are paid: *Provided*, That neither of the said counties shall be liable to pay a greater proportion of said expenses than for the work done and service rendered within said county.

Meeting of com-
missioners.

SECTION 5. That said commissioners shall meet on or before the first Monday of April next, or as soon thereafter as a majority of them may agree upon, and complete the location of said road as soon as practicable; and if a vacancy shall occur, by resignation or otherwise, the remaining commissioners or commissioner shall have the power to fill such vacancy.

Vacancies.

Damages.

SECTION 6. That the damages sustained by the owners of land, by reason of said road, shall be assessed and paid as is now provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 579.

An Act

To empower the Columbia Oil Company to acquire and hold additional real estate, and to lease and convey.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the Columbia Oil Company, incorporated by the act of assembly, entitled "An Act to incorporate the Columbia Oil Company," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be and hereby is empowered to acquire and hold, for all or any of the purposes of their charter, as declared by said act, in fee or for any less estate, or both, lands and tenements anywhere within this commonwealth, west of the meridian of the western line of the county of Potter, beyond the quantity authorized by said act, and its supplement, approved the fourth day of June, Anno Domini one thousand eight hundred and sixty-four, and to sell, convey, lease or otherwise dispose of, at pleasure, any of the lands and tenements held by said company: *Pro-*

vided, That the entire quantity of land held at any one time by said company shall not exceed ten thousand acres.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 580.

An Act

Exempting the Citizens' Library Association of Washington, Pennsylvania, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Citizens' Library Association of Washington, Pennsylvania, be and the same is hereby exempted from taxation, except for state purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 581.

An Act

Authorizing Jacob Fry to act as justice of the peace in the township of Connoquenessing, Butler county, while residing outside the limits of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Jacob Fry, a justice of the peace elected in the township of Connoquenessing, in the county of Butler, and whose commission as such expires April eleventh, one thousand eight hundred and seventy-five, shall continue in said office of justice of the peace in said township of Connoquenessing, perform the duties and receive the emoluments thereof, until the expiration of the time for which he was elected, although he may reside outside the limits of said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 582.

An Act

Repealing an act relating to landlords and tenants in the county of Crawford, approved the thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That a supplementary act, relating to Crawford county, approved on the thirtieth day of March, Anno Domini one thousand eight hundred and sixty-six, relating to an act approved on the fourteenth day of December, one thousand eight hundred and sixty-three, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 583.

An Act

Authorizing the auditors of Reserve township, in the county of Allegheny, to erect board foot-walks along the roads in said township, and to levy a tax to defray the expenses of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the township auditors of the township of Reserve, in the county of Allegheny, be and the same are hereby authorized to have board foot-walks constructed along the roads in the said township, wherever the same may be deemed necessary.

Authorized to
have foot-walks
constructed.

SECTION 2. That the said township auditors, in order to defray the expenses incurred in the building of said board foot-walks, they are hereby authorized to levy and collect a tax not exceeding three (3) mills on all taxable property in said township.

Authorized to
levy tax.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 584.

A Supplement

To an act to incorporate the Emlenton and Shippenville Turnpike Company, approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of Richard Shippen, one of the commissioners in the act to which this is a supplement, who refuses to act, be stricken out, and that the name of Jacob Black be inserted instead thereof.

Commissioner
appointed.

Eastern terminus of road.

SECTION 2. That the commissioners named in the act to which this is a supplement, shall have a discretionary power as to whether Shippenville, or the Stone House, on the Franklin and Clarion turnpike, in Ashland township, Clarion county, shall be the eastern terminus of said proposed turnpike road described in the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 585.

. An Act

For the protection of a certain foot-path across Saccony creek, and one hundred and fifty feet of the board-walk, in the borough of Kutztown, and in the township of Maxatawny, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be a misdemeanor for any person or persons to ride, drive or haul on or upon, or to tear up, or in any other way impair the efficiency of a certain foot-path across Saccony creek, and one hundred and fifty feet of the board-walk, beginning at or near a stone bridge across said creek, in the borough of Kutztown, in the county of Berks, thence along said bridge, partly in said borough, and partly in the township of Maxatawny, said county, to said board-walk leading to the board-walk of the Allentown Railroad Company, in said township, and terminating at the said board-walk of the said railroad company, ten feet wide, made alongside or near the bounds of a certain public road, in said township, where it is evident such foot-path and board-walk, by being graded, boarded and otherwise improved, is intended only for foot passengers, except riding, driving or hauling across said board-walk, going on to, off from adjoining property, at such place or places as are and may be provided for such purpose; and upon oath or affirmation of any landholder of said township or borough, before any justice of the peace in said county, that such misdemeanor has, by any person or persons, been committed, he

shall issue his warrant for such person or persons committing such misdemeanor; and the justice of the peace is hereby empowered to impose a fine, not less than five nor more than twenty dollars and costs of suit, for each and every such offender for each and every such offence or misdemeanor committed, which fine the justice of the peace shall pay over to the supervisors of said township, to be used towards the improvement of the public roads in said township; and such offender shall stand committed until fine and costs of suit are paid, unless discharged by the commissioners of said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 586.

An Act

To incorporate the Sharpsburg and Kittanning turnpike road, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Floyd, William Henderson, T. H. Collier, M'Donough Ferree, James Marshall and J. Kerr, or a majority of them, shall be commissioners to receive subscriptions to the capital stock of the Sharpsburg and Kittanning Turnpike; said turnpike to commence at the northern line of the borough of Sharpsburg, and extended, by the best and most practicable route, to the Kittanning road, at a point on the farm lately of M'Clelland's heirs, in Indiana township, in the county of Allegheny. Commissioners.
Route.

SECTION 2. The capital stock of said company shall not exceed twenty thousand dollars, and the company shall be subject to all the laws regulating turnpikes. Capital stock.
Subject to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 587.

A Supplement

To an act in relation to huckstering in the counties of Bedford, Cumberland, Franklin, Fulton and York, approved the eighteenth day of May, Anno Domini one thousand eight hundred and sixty-six, extending the provisions of said act to the county of Mifflin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act in relation to huckstering in the counties of Bedford, Cumberland, Franklin, Fulton and York," approved the eighteenth day of May, Anno Domini one thousand eight hundred and sixty-six, be and the same are hereby extended to the county of Mifflin.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 588.

An Act

Requiring the county auditors of the county of Erie to settle the account of the county treasurer of said county, requiring notice to be given to said treasurer and his bail, and regulating appeals and authorizing and requiring the court of common pleas of said county to appoint special auditors to aid said county auditors in making such settlement.

Preamble.

WHEREAS, The county auditors of the county of Erie have made a report to the court of common pleas of said county, setting forth an adjustment of the accounts of the treasurer of said county, for the year ending first Monday of January, one thousand eight hundred and seventy, and giving a statement of the balance against said treasurer, which said adjustment and statement were made and reported, as aforesaid, by said auditors without notice to said county treasurer, without his knowledge or consent, (said treasurer being at the time insane;) therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That said adjustment and report of the accounts of the treasurer of the county of Erie for the year ending first Monday of January, one thousand eight hundred and seventy, made by the auditors of the county of Erie, is hereby opened, and the prothonotary of the court of common pleas of said county is hereby directed to return said report to said auditors; and said auditors are hereby directed and required to cause a written notice to be served upon said treasurer and his sureties, notifying them that they will meet on a specified day, not less than five days thereafter, at the office of the county treasurer of said county, in the court house at Erie, to audit and adjust the accounts of said treasurer for the year aforesaid, said audit and adjustment to extend through the entire term of the late treasurer; service of said notice upon said treasurer shall be deemed sufficient if left at his residence with an adult member of his family.

Report made by county auditors, opened.

Prothonotary to return said report.

Auditors to notify treasurer and his sureties of time and place of meeting.

SECTION 2. The auditors are hereby authorized and required to meet at the time and place specified in the notice they shall have served upon the treasurer and his sureties, and audit the said accounts of said treasurer; and in case said treasurer or his sureties fail to exhibit an account, then said auditors are authorized to make, audit and report said accounts, which shall be held valid and binding upon said treasurer and his sureties, subject to the right to an appeal as provided by law; and the right of appeal is hereby extended to the sureties, so that they may join in an appeal if taken by the treasurer, and to enter an appeal in the name of the treasurer if none should be taken by the treasurer.

To meet at time and place specified.

Failure of treasurer or his sureties to exhibit account.

Appeals.

SECTION 3. The court of common pleas of said county are hereby authorized and required to appoint two competent and skillful accountants as special auditors, whose duty it shall be, after being sworn to discharge their duties faithfully, to be present and assist in said audit, and make report thereof, either in connection with the county auditors or by separate report; and the commissioners of said county shall pay to such auditors such amount for their services as said court may order and direct, out of the funds of the county.

Court to appoint special auditors.

Compensation of auditors.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 589.

An Act

Authorizing the auditors of Brecknock township, Lancaster county, to re-audit and re-settle the bounty accounts of William Vonnieda, treasurer of bounty committee for said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the township auditors of Brecknock township, Lancaster county, are hereby authorized and required, upon the request of William Vonnieda, late treasurer of the bounty fund of said township, to open, re-audit and re-settle the bounty accounts of the said late treasurer: *Provided*, That the right of appeal from such re-settlement shall be allowed as now provided by law.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 590.

An Act

To declare Little Anderson's creek, in the county of Clearfield, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Little Anderson's creek, in the county of Clearfield, a stream which empties into Anderson's creek, near and below Bridgeport, in said county, be and it is hereby declared a public highway from its mouth to the source thereof, for the passage of logs, boats, rafts and lumber.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 591.

An Act

Relative to taxation of the Pittsburg Church Guild, located in the city of Pittsburg, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the estate and property of the Pittsburg Church Guild, incorporated under the laws of this commonwealth, by the court of common pleas of Allegheny county, shall be exempt from all taxation under the laws of this commonwealth, so long as the same shall be used, conducted and appropriated by said corporation for the purposes of public charity and benevolence.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 592.

An Act

To regulate the election of directors of the poor for the Bloom district, in Columbia county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on the second Tuesday of October next, and every third year thereafter, at the time of township elections under general laws, the qualified electors of Bloomsburg, and of the several townships which shall have become a part of the Bloom district for the support and maintenance of the poor, shall elect three persons to be directors of the poor for said district, whose terms of service shall commence upon the first day of April next following their election, and continue for three years. Election of directors.

SECTION 2. In all elections of said directors, whether for regular terms or to fill vacancies, each voter may distribute More of voting.

his votes to and among candidates as he shall think fit, or may bestow them all upon one candidate; and when three directors are to be chosen he may give one vote and a half to each of two candidates; in all cases the candidates highest in vote shall be chosen; returns of election in the several election districts shall be made to the court of quarter sessions of the peace of Columbia county, as in the case of the election of township officers, and the clerk of said court shall, within ten days after an election, add up the several returns filed in his office, ascertain the result of the election and transmit written notices of their election to the persons who shall appear to be chosen; the said clerk, for his services so performed, shall receive the sum of one dollar for each of the persons elected, to be paid by the said directors, and to be charged among the expenditures of the district.

SECTION 3. Except so far as the same are affected or changed by this act, all proceedings for the choice of directors of the poor in said district, and the duties, jurisdiction and powers of said directors, shall continue to be according to the provisions of the act of twelfth March, one thousand eight hundred and sixty-nine, authorizing the erection of a poor house by the township of Bloom, in the county of Columbia, and of the acts therein recited and applied to said district: *Provided*, That whenever a single vacancy shall occur or exist in said board of directors, the court of quarter sessions of the peace of Columbia county shall fill the same for the whole remaining part of the unexpired term in question, by appointing some fit and competent person from among the electors of said poor district, who shall have voted for the director whose place is to be filled.

Returns to be made to court of quarter sessions.

Duty of clerk of court.

Compensation.

Proceedings for choice of directors, &c.

How single vacancy in board to be filled.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 593.

An Act

Reviving the provisions of an act to incorporate the Quarryville and Christiana Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, entitled "An Act to incorporate the Quarryville and Christiana Turnpike Road Company," approved April eleventh, one thousand eight hundred and sixty-seven, be and are hereby revived so that the said company may commence the construction of the said road within two years after the passage of this act, and complete the same within ten years thereafter.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 594.

A Supplement

To an act, entitled "A supplement to an act, entitled 'An Act appointing commissioners to lay out and open a state road in the counties of Potter and M'Kean,' approved the eleventh day of April, Anno Domini one thousand eight hundred and fifty-nine," and to correct an error therein, said supplement having been approved on the tenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the powers and authority vested in the commissioners of said state road, and their successors in office, by the provisions of the act of thirteenth April, Anno Domini one thousand eight hundred and sixty-nine, to which this is a supplement, shall cease and determine over all that portion of said state road lying between the borough of Coudersport and the line of the state of New York, whenever the taxes already assessed by them for the construction of said portion of said state road shall have been collected and expended; and from and after the expiration of the authority of said commissioners, said road shall still be deemed a public highway, and be subject in all respects to the general road laws of said county of Potter: *Provided*, That it shall be the duty of said commissioners to pay over to the treasurer of the township of Eulalia all moneys remaining in their hands raised from taxation of property situated in Eulalia township, after having first put in good order and condition that portion of said state road lying between the borough of Cou-

dersport and the north line of said township of Eulalia; and all such moneys paid over by said commissioners to the treasurer of Eulalia township shall be by him appropriated to the payment of judgments against said township in their order of priority.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 595.

A Supplement

To an act, entitled "An Act relative to fees of justices of the peace, constables and attorneys-at-law in the counties of Westmoreland and Beaver," approved the twenty-second day of March, one thousand eight hundred and sixty-nine, and to extend the first section to Greene county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the first section of an act, entitled "An Act relative to fees of justices of the peace, constables and attorneys-at-law in the counties of Westmoreland and Beaver," be and the same is hereby extended to the county of Greene.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 596.

An Act

Authorizing the supervisors of Franklin county to levy and collect an additional road tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the supervisors of each township in the county of Franklin to lay a rate of assessment, in addition to that now authorized by law, of two mills on each dollar upon the taxables named, and for the purposes stated in the fourth section of an act, entitled "An Act relating to the election and duties of supervisors, and the collection of road taxes in the county of Franklin," approved March twelfth, Anno Domini one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 597.

A Supplement

To an act to incorporate the Waynesburg Turnpike Road Company, approved the second day of March, one thousand eight hundred and fifty-nine, to authorize the said company to sell or lease the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Waynesburg Turnpike Road Company be and they are hereby authorized, upon receiving a surrender of all their outstanding capital stock, to grant, bargain, sell, transfer and set over unto James A. J. Buchanan, William T. E. Webb, Samuel Bayard, Joseph F. Randolph, Solomon Riggles, George Hiley Murdock, William W. Sayres, Morgan R. Wise, Joseph

Authorized to sell property and franchises to certain persons.

Sedgwick, C. A. Black, R. W. Downey, John Clayton, Ayres L. Myres, John C. Flenniken, William Cottrell, Justus F. Temple and Simon Rinehart, stone cutter, or unto any five of them, or the assignee or the assignees of them or any of them, who shall meet and organize for the purpose of receiving said transfer, its successors and assigns, all their property, real and personal, and corporate rights and franchises; and the said James A. J. Buchanan, William T. E. Webb, Samuel Bayard, Joseph F. Randolph, Solomon Riggle, George Hiley Murdock, William W. Sayres, Morgan R. Wise, Joseph Sedgwick, C. A. Black, R. W. Downey, John Clayton, Ayres L. Myres, John C. Flenniken, William Cottrell, Justus F. Temple and Simon Rinehart, stone cutter, or any five of them, or the assignee or assignees of them or any of them, who shall meet and organize for the purpose of receiving said transfer; and the said James A. J. Buchanan, William T. E. Webb, Samuel Bayard, Joseph F. Randolph, Solomon Riggle, George Hiley Murdock, William W. Sayres, Morgan R. Wise, Joseph Sedgwick, C. A. Black, R. W. Downey, John Clayton, Ayres L. Myres, John C. Flenniken, William Cottrell, Justus F. Temple and Simon Rinehart, stone cutter, or any five of them, or the assignee or assignees of any of them, are hereby empowered to purchase and hold the same as fully and effectually as the said Waynesburg Turnpike Road Company held the same; and the aforesaid purchasers shall hold the same by the name and style of the Waynesburg and Rice's Landing Road Company, and shall, by covenant in the deed or writing conveying the said property and franchises to them, assume and bind themselves to pay the debts and liabilities of the said Waynesburg Turnpike Road Company.

SECTION 2. On the execution and delivery of said deed and transfer, the same shall be recorded in the office of the recorder of deeds in the county of Greene, and thereupon the said Waynesburg Turnpike Road Company shall be dissolved, and their property, real and personal, corporate rights and franchises, become vested in the said Waynesburg and Rice's Landing Road Company, upon the conditions aforesaid.

SECTION 3. That the said Waynesburg Turnpike Road Company be and they are hereby authorized to lease the said road for any period, not exceeding ninety-nine years, to any person or persons, or corporation; and the said person or persons, or corporation, are hereby authorized and empowered to lease the said road, and to hold the same and the corporate rights and franchises, for the purpose of repairing and constructing said road.

SECTION 4. That it shall be lawful for the said company to agree with said person or persons, or corporation, to pay any rate of interest per annum, not exceeding twelve per centum, on any moneys expended by said lessee or lessees to pay the debt of said company, and the repairs said road, and to complete the same.

SECTION 5. That the lease shall be in writing, signed by the president and attested by the secretary of the said company,

Persons authorized to purchase and hold same.

Name.

Deed and transfer to be recorded.

Authorized to lease road.

May agree to pay interest on money expended by lessees.

Lease, interest of lessees, &c., relative to.

under the seal of the same, and recorded in the office of the recorder of deeds in Greene county, and when so recorded shall be evidence of the same; and the said company and the lessee or lessees may, in said writing, define and limit the interest and liability of each lessee; and any assignment of the interest of any one or all of the lessées, shall be recorded as aforesaid; and the said lessee or lessees shall be liable to every person passing and re-passing over said road, as the company now is, and shall have all the rights and remedies against all persons passing or re-passing over said road that the said company now have, and hold and manage the same fully as the said company could do, and subject to all the fines and penalties of the said company: *Provided*, That the said lessee or lessees shall only be liable in every case in proportion to the interest they have in the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 598.

A Further Supplement

To the act incorporating the Roaring Brook Turnpike Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so far as the said company shall deem it advisable or expedient to occupy the abandoned track of the Jessup road, said turnpike road shall be constructed with an average road bed not less than sixteen feet in width; and no portion of the road shall be constructed with less than sixteen feet width of bed, except at the point known as the Narrows, between Greenville and Dunmore, at which point the road shall be made sufficiently wide to avoid delay in the passage of teams.

Width of road,
relative to.

SECTION 2. That the said company shall have the right to construct a branch road from a point in their road at or near Sport Hill, and thence by the most feasible route, by the way of or near the foot of plane number six of the Pennsylvania Coal Company's railroad, to connect with some public road in the city of Scranton.

May construct
branch road.

Repeal.

SECTION 3. That all acts or parts of acts inconsistent or conflicting with the provisions of this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 599.

A Supplement

To an act, entitled “An Act relating to the collection of school tax in the school districts of the commonwealth of Pennsylvania,” approved the twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine, extending the same to the district of Baldwin, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled “An Act relating to the collection of school tax in the school districts of the commonwealth of Pennsylvania,” approved the twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the district of Baldwin, in the county of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 600.

An Act

Relating to the public schools in the city of Reading.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of controllers of the Reading school district be and they are hereby authorized and empowered to borrow money, not exceeding the sum of forty thousand dollars in addition to the amount now authorized by law, for the purchase of lots, building school houses, and for other necessary school purposes, and to give the bonds or other obligations of said school district for the re-payment of the same.

Controllers au-
thorized to bor-
row money.

SECTION 2. That the board of controllers of the Reading school district be and are hereby authorized to elect, at their first meeting in May of each and every year, or within one month thereafter, a city superintendent with the qualifications and according to the provisions of an act, entitled "An Act for the regulation and continuance of a system of education by common schools," approved the eighth day of May, Anno Domini one thousand eight hundred and fifty-four, and the various supplements thereto.

Authorized to
elect city super-
intendent.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 601.

An Act

To incorporate the city of Lock Haven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the present and future inhabitants residing within the following territorial limits, to wit: All the present territorial limits of the borough of Lock Haven, and the borough of

Territory.

Flemington, and so much of the territory of Allison township as lies westward and northward of a line commencing at a point at low water mark, on the south bank of the West Branch of the river Susquehanna, opposite the centre of the lane between lands of Thomas Fleming and F. P. Myers; thence in the line of the course of said lane southward to the Bald Eagle creek; thence westward to the nearest point in the centre of the Bald Eagle cross-cut of the Pennsylvania canal; thence westward along the centre of said canal to the bridge crossing said canal near the residence of Hugh Devling; thence southward to the nearest point on Bald Eagle creek; thence up Bald Eagle creek to the western line of Allison township, in the county of Clinton, are hereby constituted a corporation and body politic, by the name and style of the city of Lock Haven, and by the same name shall have perpetual succession; and they and their successors by such name shall at all times forever be able and capable in law to have, purchase, receive, possess and enjoy lands, tenements and hereditaments, liberties, franchises and jurisdictions, goods, chattels and effects, to them and their successors forever, or for any other or less estate, and the same lands, tenements, hereditaments, goods, chattels and effects by such name to grant, bargain, sell, alien, convey, mortgage, pledge, charge and encumber, or demise and dispose of at their will and pleasure; and by the same name shall be able and capable in law or in equity to sue or be sued, plead or be impleaded, answer and be answered unto, defend and be defended, in all courts of record and elsewhere, in all manner of suits, actions, complaints, pleas, causes, bills, answers, matters and things that to the said city, as a body politic and corporate in law and in fact, shall and may appertain, and for that purpose shall have and use one common seal, and the same from time to time may change, alter, deface and make anew.

Name.

Powers and
privileges.Divided into
five wards.

First ward.

Second ward.

Third ward.

SECTION 2. That the territory included within the boundaries of the city of Lock Haven, as described in the preceding section of this act, shall be divided into five wards, in the following manner, to wit: All that part of Allison township and the East and Middle wards of the borough of Lock Haven, lying east and south-east of a line commencing at the West Branch river, on Jay street; thence along Jay street to the Philadelphia and Erie railroad; thence east along said railroad to the Bald Eagle Cross-cut canal; thence up said canal to its intersection with East Park street, to be one ward and called the First ward. All that part of the Middle ward and West ward of the borough of Lock Haven and Allison township lying east of a line commencing at the West Branch river, on Mill street; thence south along Mill street and alley to the Philadelphia and Erie railroad; thence along said railroad to Liberty street and East Park street to the Bald Eagle Cross-cut canal, and west of the west line of the First ward, to be one ward and to be called the Second ward. All that part of the West ward of the borough of Lock Haven and Allison township included within the following boundaries, to wit: Commencing at the West Branch river, on Mill street; thence along said

Mill street and alley to the Philadelphia and Erie railroad; thence along said Philadelphia and Erie railroad to its intersection with Fourth street; thence westwardly along Fourth street to Highland street; thence northwardly along Highland street to Sugar run, down Sugar run to river, and down the river to place of beginning, to be one ward and to be called the Third ward. All that part of the West ward of the borough of Lock Haven and Allison township lying west of the west line of the Second ward aforesaid, and south of the south line of the Third ward aforesaid, and east of a line running in a south-westwardly direction from the intersection of Fourth street with Hampton street, through Hampton street to the Bald Eagle Cross-cut canal, to be one ward, and to be called the Fourth ward. All that part of Allison township and the borough of Flemington lying west and north of the west and north lines of the First, Second, Third and Fourth wards aforesaid shall be one ward and called the Fifth ward; and the election officers of the East ward of Lock Haven borough shall hold the first election under this charter in the First ward, the election officers of the Middle ward to hold the election in the Second ward, and the court of common pleas of Clinton county shall, at its May sessions, appoint the election officers for the Third and Fourth wards, and the election officers of Flemington borough for the Fifth ward, and shall serve until their successors are duly elected: *Provided*, That the boundaries of the said wards may be changed or altered, or additional wards created from time to time, by a vote of a majority of all the members of the council of said city whenever they may deem it necessary: *Provided*, That such change, alteration or creation of additional wards shall be subject to the approval of the court of common pleas of Clinton county, after three weeks' notice published in one newspaper of said city prior to the presentation of the same to the said court for approval.

Fourth ward.

Fifth ward.

What officers to hold first election in different wards.

Alteration of boundaries of wards, or creation of new wards.

Portion of Allison township annexed to Lamar township.

Common council, number and qualifications of members of.

Qualifications of voters.

Election of councilmen.

SECTION 3. That the remaining portion of Allison township, not included within the boundaries of said city of Lock Haven, be and the same is hereby annexed to the township of Lamar.

SECTION 4. That the said city shall have a common council, consisting of three members for each ward, who shall be elected as is hereinafter provided, and who shall be inhabitants of the ward from which they shall be elected, and qualified to serve as members of the House of Representatives of this commonwealth.

SECTION 5. That the freemen of the city of Lock Haven, citizens of this state or of the United States, who have resided within the limits of the said city at least thirty days preceding the election, and at least ten days preceding such election in the ward wherein they offer to vote, and within one year previous to such election, paid a city or borough tax, shall meet in the several wards on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy, and elect by ballot, for their several wards, three persons to be members of council. The persons so elected by the several wards shall, at the first meeting at the council chamber

Classification of members elect.	after their election, divide themselves by lot into three classes, to serve, respectively, one, two and three years; and after the first election there shall be one member elected at the same time, in each succeeding year, to serve for three years; and
Elections, where to be held, &c.	the first, and every subsequent election of councilmen to be held under this act, shall be held and conducted in the said city, at the same places and by the same officers as the general elections are held, and under the provisions of the general election laws of this commonwealth; and when an election
Returns of elections.	to be had and held in pursuance of this section shall be closed, and the number of votes for each candidate or person voted for shall be counted and ascertained, the persons herein authorized and required to hold and conduct such elections, shall prepare and make, under their respective hands and seals, duplicate returns of all the votes given at such election, one of which shall, with the tally lists and list of voters for all city officers, be deposited in one of the ballot boxes, and be sealed with the seals of said officers, and delivered, within twenty-four hours after such election, to the chief burgess of said borough of Lock Haven, or to the mayor of the said city, to be filed in his office; and the officers of the election shall make out a certificate of election for each person chosen as a councilman, which certificate shall be delivered to the person so chosen, or left at his usual place of abode, by the chief police constable of said city, within three days after such election: <i>Provided</i> , That the payment of a borough or township tax, previous to the first election under this act, shall be equivalent to the payment of the city tax, as hereinbefore provided.
Certificates.	
Meeting of councilmen elect for examination of returns.	SECTION 6. That the said councilmen elect shall meet at the council hall in Lock Haven, between the hours of ten and twelve o'clock in the forenoon, on the first Monday of the month following each and every election of councilmen, to be held in pursuance of this act, and shall then and there receive from the chief burgess of the said borough of Lock Haven, or from the mayor of the said city, the returns of election to him made, and shall forthwith proceed to examine the same, and to judge and determine thereon; and in case of any vacancy or vacancies occurring in said council the remaining members may order new elections, as the case may require, to be held at such times as shall be by such council respectively appointed, of which at least fifteen days' previous notice shall be given by the chief police constable, by handbills posted up in the most public places within the proper ward, and by advertisement in two or more of the newspapers printed in the said city; which election shall be held in the proper ward by the proper officers herein authorized and directed to conduct the annual city election in such ward, who are hereby enjoined to do and perform the duties herein required of them at such special election, and to make return of such election in manner as aforesaid, and so in like manner as often as occasion may require, upon the death, resignation or removal from the city of a member or members of the said councils; and in case a tie vote between candidates for membership of council is returned to council, such candi-
New elections for councilmen.	
Tie vote.	

dates so having a tie vote shall appear at the proper day, when the council for which they were candidates is organized, and shall, in the presence of such council, determine by lot which of them shall become a member of the same, and the one in whose favor the lot shall be determined shall be forthwith sworn in as a councilman. That each councilman who shall be elected, chosen and returned, in manner aforesaid, and whose election shall be so as aforesaid approved of, shall, before he enters on the execution of his office, take an oath or affirmation before one of the judges of the court of common pleas of Clinton county, or before the mayor or one of the aldermen of the said city for the time being, well and faithfully to execute the office of councilman of the said city, and shall thereupon, without any further or other commission, enter upon the duties thereof, and shall hold and exercise the same until the term of office for which he shall have been elected, as directed in and by this act, shall expire.

Councilmen to be sworn.

SECTION 7. That the council shall assemble for the transaction of business on the first Monday of every month in each year, and oftener if occasion shall require, a majority of whom shall constitute a quorum for the transaction of all business appertaining to the powers and duties of said council.

Meetings of council for transaction of business.

SECTION 8. That the power of the said corporation of the said city shall be vested in the said council or a quorum thereof, who shall, in council assembled, have full power and authority to make, ordain, constitute and establish all such by-laws, ordinances, resolutions and regulations as they may deem necessary to preserve the peace and promote the good order, government and welfare of the said city, and the prosperity and happiness of the inhabitants thereof, and the same to alter, amend, repeal or revoke: *Provided*, That the same shall not be contrary or repugnant to the laws and constitution of this commonwealth or of the United States; and the same to enforce, put in use and execution, by the mayor or aldermen of the said city, or by the police, constables, watchmen, or other proper officers, whom the said council shall have power to appoint; said council shall have, hold, possess and enjoy all the powers now vested in the town council of the borough of Lock Haven, which powers are hereby transferred to, and vested in, the said council in addition to the powers conferred upon them by this act, except so far as the same may be altered or supplied by this act.

Powers of council.

SECTION 9. That any by-law or ordinance which shall have been passed by the said council, shall be presented to the mayor; if he approves he shall sign the same; but if he shall not approve he shall return it, with his objections, to the council, who shall proceed to re-consider it; if after such reconsideration, two-thirds of the members in council assembled shall agree to pass such by-law or ordinance, it shall become a by-law or ordinance as valid, to all intents and purposes, as if the same had been approved of by the said mayor; but in all such cases the votes of council shall be determined by yeas and nays, and the names of the members of council so voting shall be entered on the minutes of said council; every by-law

By-laws and ordinances, passage and approval of.

or ordinance which the mayor shall not return within fifteen days shall have the same force and effect as if it had been approved of by the said mayor; the said mayor may approve ordinances in vacation of council, and may call special meetings of council to re-consider ordinances which he does not approve, on one day's notice to each member of the said council, delivered personally or left at his place of residence; and in case of the temporary absence or inability of the mayor to act, the council shall, if necessary, appoint a mayor to serve until he shall return or be able to resume the duties of his office; and whenever a vacancy shall occur in the office of mayor, by death or otherwise, it shall be the duty of council to meet and elect, *viva voce*, a person qualified as aforesaid, to serve as mayor, who shall continue in office until his successor is duly elected and qualified; any additional salary or compensation beyond the regular fees of the office of mayor, shall be fixed by council; the policemen, watchmen and all other officers appointed by the said council, shall receive the compensation fixed by the by-laws or ordinances of council; and it shall be a misdemeanor in office for any officers of said city to ask, demand or receive any compensation or reward for their official services except what may be fixed by the by-laws or ordinances of said city or the provisions of this act, to be followed by dismissal or forfeiture of their respective offices, to be determined and declared by a vote of a majority of all the members of the council: That in order that a knowledge of the by-laws, ordinances and regulations of the said city may at all times be had and obtained, and the publications thereof at all times be known and ascertained, the same shall be published in two of the public newspapers published in said city, within fifteen days from and after the same have been severally passed, ordained and established, and shall also be recorded in the office of the council in a book provided for that purpose, within thirty days from and after the same have been so as aforesaid ordained and established; and before any of the said by-laws, ordinances and regulations shall be so as aforesaid recorded, the publication thereof respectively, with the times thereof, shall be proved by the oath or affirmation of the clerk of the said council, which said oath or affirmation shall be recorded therewith, and the same shall at all times be deemed and taken as sufficient evidence of the time of said publication and the promulgation of the said by-laws, ordinances and regulations.

SECTION 10. That the council of said city shall have power, by ordinance or resolution, to determine the width of the side or foot-walks of the streets, lanes or alleys within the limits of said city, and to require and direct the paving, laying board-walks and curbing thereof, and the paving of gutters, by the owner or owners of lots fronting thereon; and on the failure or neglect of any person or persons owning lots as aforesaid, to pave or lay board-walks and curb the side or foot-walks, or pave the gutters in front of his, her or their lot or lots, agreeably to the requisitions of such ordinance or resolution, the street commissioner of the said city shall cause the same to be paved or laid with board-walk and curbed at

Temporary absence or inability of mayor

Vacancy in office of mayor.

Compensation of officers.

Misdemeanor for demanding other compensation than that fixed by by-laws or ordinances.

By-laws, ordinances, &c., to be published and recorded.

Council may determine width of side-walks, and direct paving, &c., by lot-owners.

Failure of lot-owners to pave, &c.

the expense of the said city; and the owner or owners of the said lot or lots shall be liable to repay the expenses thereof to the said city, with a penalty of ten per cent. added to the amount thereof; and it shall be lawful for the said council to file their lien for the same in the court of common pleas of Clinton county, which lien, when so filed, shall have priority to any mortgage, judgment, recognizance or liability to which the said lot or lots may become liable, after such paving or laying board-walks and curbing has been done by the said city, and the amount secured thereby may be recovered by *scire facias* as debts are recoverable under the mechanics' lien law of this state, in the corporate name of the said city: *Provided*, That such lien shall be filed within four months after such expense is incurred by the said city, and shall recite the name of the owner, or reputed owner, of such lot or lots.

SECTION 11. The doors of the hall of the said council shall be open at all times when the said council is in session, for the admission of all orderly and peaceable persons who shall be desirous of being present at the discussions of any by-laws, regulations, ordinances or resolutions for the welfare and good government of said city; and that all voting in the said council, by the members thereof, upon any by-laws, regulation, ordinance or resolution, or upon the election or removal of any officer, shall be *viva voce*.

Hall of council
to be open to
admission.

Council to vote
viva voce.

SECTION 12. The freemen of the city of Lock Haven, qualified to vote for members of the council of said city, shall meet in their several wards on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy, and every two years thereafter, and elect, by ballot, one person, qualified to serve as a member of the Senate of this commonwealth, and who shall have been an inhabitant of said city for at least three years next preceding his election, to be mayor of the said city for the term of two years, commencing on the first Monday of the month next following such election; such election of mayor shall be holden at the same time and places, by the same officers, and in the same manner as is herein provided for holding the election of members of council of the said city; the candidate having the highest number of votes polled shall be elected as such mayor; and when the election to be had and held in pursuance of this section shall be closed, and the number of votes for each candidate or person voted for shall be counted and ascertained, the persons herein authorized and required to hold and conduct such election shall prepare and make, under their respective hands and seals, duplicate returns of all the votes given at such election, one of which shall, with the tally list, be deposited in one of the ballot boxes, and be sealed with the seals of said officers, and delivered within twenty-four hours from and after such election to the nearest justice or alderman, within the respective wards, for safe keeping, and the other to be delivered to the president of the council of said city; or for the first election under this act, the same shall be deposited with the nearest justice of the peace, and the

Mayor, election
of, &c.

other to the president of the town council of the said borough of Lock Haven.

Opening and publishing returns of election for mayor.

When returns are opened, mayor elect to be sworn and enter upon duties.

Contested election of mayor.

Special election for mayor.

Powers, jurisdictions and duties of mayor.

SECTION 13. That the said president of the town council of Lock Haven, or the president of the council of the said city, or the person acting as such, shall, at a meeting of the town council of the borough of Lock Haven, or at a meeting of the council of the said city, on the first Monday of the month next following the said election, open and publish said returns and cause the same to be entered on the journal of the town council of the said borough, or on the journal of the council of the said city; and some person duly qualified to administer oaths and affirmations shall then and there administer the usual oath or affirmation to the person having the highest number of votes for mayor as aforesaid, who shall thenceforth enter upon and perform all the duties and possess and enjoy all the powers and privileges appertaining to the office of mayor of said city, by virtue of any law of this commonwealth or any ordinance, by-law, regulation or resolution of said city, for the term of two years as aforesaid, and until his successor shall have been duly elected and qualified; but if any election for mayor shall be contested and there shall be from the returns received, or other competent testimony, to be judged of by the members present at such meeting, a reasonable doubt whether the person having the return has been duly elected, then the members of the council, in meeting as aforesaid, which they shall have power to adjourn from day to day for the purpose of hearing and determining the matter, shall within a reasonable time, not exceeding two weeks thereafter, decide upon such contested election by a majority of the votes of the members of council present at such meeting, and if such be confirmed the person having it shall be forthwith qualified as aforesaid; and if such returns be not confirmed, and the election be set aside, a special election shall be ordered to be holden by the citizens of the said city, within twenty days from and after the determination of said contested election, to elect a mayor thereof, which shall be conducted in the manner prescribed in the preceding section of this act; and the returns thereof being made as therein directed, on the third day next following the same, shall be opened and published as in the section hereinbefore prescribed; the person having the highest number of votes at such special election for mayor shall be duly qualified, to act as such the remainder of the term for which he shall have been elected.

SECTION 14. That the mayor of said city shall generally have and exercise all such powers and jurisdictions, and perform all such duties as may be prescribed by the laws of this commonwealth, or the by-laws, ordinances, regulations and resolutions of the said city; and it shall be his duty, in the exercise of his jurisdictional powers and duties, to see that the said by-laws, ordinances, regulations and resolutions shall be executed, and to be vigilant and active in causing the same to be duly enforced; also to preserve the peace and promote good order within the said city, as well as to secure the comfort and happiness of the citizens thereof, and of all

strangers and sojourners therein; the said mayor shall have jurisdiction, within and throughout the said city, of all actions, complaints and proceedings for fines, penalties, prosecutions or forfeitures proposed or enacted, or which may be hereafter imposed or enacted by the laws of this commonwealth relative to the said city, and the by-laws, ordinances, regulations and resolutions of the said city, and for the prevention and punishment of offences, violations and neglects of duty, as prescribed and provided for by the said by-laws, ordinances, regulations and resolutions, and to hear, try and determine the said actions, prosecutions, complaints and proceedings as fully and in the same manner and with the same rights and privileges as any alderman of said city has by virtue of this act, or may hereafter have jurisdiction and power to exercise, do and perform within the ward for which said alderman may be elected, and within and throughout the said city; the said mayor shall also have, hold and exercise criminal jurisdiction and power within and throughout the said city, as a justice of the peace of this commonwealth, and generally as a conservator of the peace in respect to, concerning and so far as regards all crimes, offences and breaches of the peace against the laws and statutes of this commonwealth, which may be done or committed, or threatened to be done or committed, within the said city or elsewhere, as largely and fully, and in the same manner as the same jurisdiction and powers are or may be held and exercised by any justice of the peace of this commonwealth within the district or ward for which he is or may be elected; the said mayor shall receive the same fees for services rendered in the exercise of his jurisdiction and powers in all criminal cases and proceedings and in all cases and proceedings under the laws and statutes of this commonwealth as may be allowed to the aldermen, respectively, of the said city; and for services rendered in the exercise of his jurisdiction and powers in cases and matters as directed and provided for by the ordinances and the by-laws of the said city, the said mayor shall receive such fees and perquisites, or such compensation as shall be prescribed and provided for by the by-laws and ordinances of the said city; the said mayor shall have and keep a suitable apartment and office within the said city for the exercise of his jurisdiction and powers, and the transaction of business relating thereto; the said apartment and said office to be furnished and provided by and at the expense of the said mayor, or as directed by the by-laws, ordinances, regulations and resolutions of the said city; the said mayor shall have and keep a docket in which he shall enter and record, or cause to be entered and recorded, all acts, process, judgments, orders and proceedings by and before him in all actions, prosecutions, complaints and proceedings before him as aforesaid, in the same manner as is required of the justices of the peace of this commonwealth, in their districts respectively; the said docket of the said mayor, and the entries and records therein, and the transcripts thereof, certified by the said mayor, under his seal, shall be proved and be competent evidence for all purposes, in the same manner as the docket entries, records and

Fees.

Office.

Docket to be kept.

Docket to be evidence.

transcripts of the justices of the peace of this commonwealth are or may be required to be proved and are or may be competent evidence.

Aldermen, jurisdiction and powers of.

SECTION 15. That the aldermen of the said city shall severally, and within their respective wards, have and exercise jurisdiction of all actions, prosecutions, complaints and proceedings for fines, penalties or forfeitures, imposed or enacted by the laws of this commonwealth relating to the said city, or by the by-laws, ordinances, regulations and resolutions of the said city, for offences, acts, neglects, matters and things done or committed anywhere within the said city, and to hear, try and determine the said actions, prosecutions and complaints, in pursuance of the said laws, ordinances, regulations and resolutions, and in the manner prescribed and directed thereby; the said aldermen shall severally have and exercise, within their respective wards, jurisdiction of all complaints, informations, prosecutions and proceedings for and relative to all crimes and offences, and breaches and sureties of the peace, of whatsoever nature, against the laws and statutes of this commonwealth which may be done or committed, or threatened or intended to be done or committed anywhere within the said city or elsewhere, as largely and fully and in the same manner as the justices of the peace of this commonwealth severally have and exercise, or may hereafter have and exercise, within their respective districts; and the said aldermen shall have and exercise severally, or two or more jointly, jurisdictions of all actions, prosecutions, proceedings and cases of summary convictions for fines, penalties or forfeitures imposed and enacted, or which may be hereafter imposed or enacted, by the laws and statutes of this commonwealth, with power to hear, try and determine the same as largely and fully as the justices of the peace of this commonwealth can have and exercise, or may hereafter have and exercise, severally, or two or more jointly, within their respective districts or counties; the said aldermen shall have the jurisdiction and powers generally of conservators of the peace within the said city; and the said aldermen shall have power to do and perform all the acts and duties which they may be required or authorized to do and perform by the by-laws, ordinances, regulations and resolutions of the said city.

Fees of aldermen and police constables.

SECTION 16. That the said aldermen and police constables shall severally receive, for services rendered by them in and concerning any actions, prosecutions, complaints and proceedings in pursuance of the by-laws, ordinances, regulations and resolutions of said city or in the name of the said city, and for the performance of any act and duty enjoined or authorized by the by-laws, ordinances, regulations and resolutions of the said city, such fees, perquisites or compensation which may be allowed by the by-laws, ordinances, regulations and resolutions of said city council; and the said aldermen, police constables and other constables in the said city shall receive for any and all other services rendered, and acts, matters and things done and performed by them by virtue of their jurisdictions and powers respectively, and in pursuance of the laws and statutes of this commonwealth, such fees and per-

quisites as are allowed to aldermen and constables by the act of assembly passed the twenty-eighth day of March, in the year one thousand eight hundred and fourteen, entitled "An Act establishing a fee bill," or any supplements thereto.

SECTION 17. That all actions, prosecutions, complaints and proceedings for violation of the by-laws, ordinances, regulations and resolutions of the said city, and for fines, penalties and forfeitures imposed or enacted thereby, which shall be brought before the mayor or any alderman or aldermen of the said city respectively, shall be instituted in the corporate name of the said city; those which shall be so brought for violation of an offence against the laws of the commonwealth relating to the said city, and for fines, penalties and forfeitures imposed and enacted thereby, shall be instituted in the name of the commonwealth, or as prescribed by the said laws of the commonwealth; and all other actions, prosecutions, complaints and proceedings so brought for fines, penalties or forfeitures imposed or enacted by the laws or statutes of this commonwealth shall be instituted and conducted as provided by law; all warrants, writs, orders and process in and concerning the said actions, prosecutions, complaints and proceedings, or in and concerning any criminal prosecutions, complaint, case or proceeding made and issued by the said mayor and aldermen respectively, shall be made, directed and issued to any of the police constables or other constables of the said city who shall, respectively, serve, obey and execute the same anywhere within the said city, or county of Clinton, or in any of the cities or counties of this state, under the provisions of the act of assembly of this commonwealth, passed the sixteenth day of April, one thousand eight hundred and twenty-seven, entitled "An Act concerning the backing of warrants by justices of the peace," or the same may be issued and served and executed anywhere in the said city and county, by special constables or other persons, as provided by law.

Proceedings for violation of by-laws, ordinances, &c.

SECTION 18. That it shall be the duty of every police constable of the said city to serve, execute, obey and perform anywhere within the said city, or county of Clinton, all warrants, orders, writs and process made or issued by the said mayor or any alderman of the said city, in pursuance of the aforesaid jurisdiction and powers of the said mayor or aldermen, and which may be directed, issued or delivered to the said police constables; and every such police constable shall have power so to do, and also to have authority as a conservator of the peace, to be exercised anywhere within the said city; and it shall be his and their duty to do and perform all acts and things which he or they may be required to do and perform by the by-laws and ordinances of the said city.

Police constables, duties, powers and authority of.

SECTION 19. That if any person shall think himself aggrieved by any judgment against him as defendant, by the mayor or any alderman of the said city, in any action, prosecution or proceedings for any fine, penalty, forfeiture imposed or enacted by or under any law or statute of this commonwealth relating to the said city, or by or under any ordinance, by-law, regulation or resolution of the said city, such person

Appeals from judgments of mayor or aldermen, regulated.

may, if the said judgment shall exceed the sum of five dollars, exclusive of costs, appeal from the said judgment to the court of common pleas for the county of Clinton: *Provided*, That such person shall enter into recognizance to the said city with one or more sufficient sureties, whose sufficiency shall be approved of by the said mayor or alderman, before the said mayor or alderman, in a sum sufficient to cover the said judgment, and all costs that have accrued or that may thereafter accrue in the said case, conditioned that such defendant shall prosecute his appeal with effect: *And provided*, That such appeal shall be taken, the recognizance entered into and a certified transcript of the judgment and recognizance to be furnished by the said mayor or alderman to the said defendant, on his demand therefor, shall be filed by the said defendant in the office of the prothonotary of the said court within twenty days after the rendition of the said judgment; in case the said transcript shall not be so filed within the said time, the said mayor or alderman shall proceed in the said case as if no such appeal had been taken; and in case of the forfeiture or breach of the condition of the said recognizance the same shall be brought in the corporate name of the said city and recovered in an action of debt thereon, in the same manner as debts on contract of like amount are sued and recovered by the laws of this commonwealth: *Provided further*, That the said mayor or alderman may issue process and execution on the said judgment immediately on the rendition of the said judgment and before the expiration of the aforesaid twenty days, unless an appeal shall at the time have been taken and the said recognizance entered into; the said process and execution to be stayed on the payment of the costs of said execution; on an appeal being taken and recognizance entered into and transcript filed as aforesaid, the proceedings on the said appeal, and on any judgment thereon in the said court, shall be by the said court, with like process, proceedings and writs of execution as directed or authorized by the acts of assembly of this commonwealth: *And provided*, That in case of a judgment for the defendant, by the said mayor or alderman, in any such action or prosecution instituted in the name of the said city for a fine, penalty or forfeiture greater than the sum of five dollars, the said city shall have the same right of appeal as the defendant as aforesaid, under the same terms and conditions, except entering into recognizance as aforesaid.

Justices of peace in commission when act takes effect, to be designated aldermen.

Vacancies to be filled by election

SECTION 20. That from and after the time this act takes effect the several justices of the peace resident and holding office within the limits of said city shall be designated as aldermen, and shall have and possess all the jurisdiction and powers, and enjoy all the privileges conferred upon aldermen by the provisions of this act; and whenever a vacancy shall occur in the offices of said justices of the peace, by reason of the expiration of the time for which they were severally commissioned or for any other cause, an election for an alderman shall be held in the ward where said justice of the peace resided, to fill said vacancy, to be held and conducted as in this act provided for in respect to municipal elections: *Pro-*

vided, That each ward shall be entitled to have one alderman after the present commissions expire: *And provided also*, That the said justices of the peace and aldermen shall be allowed to have their offices at any place within the limits of said city where they may select.

Number of
aldermen.
Offices.

SECTION 21. That the aldermen of the said city shall have and exercise within their respective wards the same jurisdiction in all civil actions, cases, matters and proceedings as justices of the peace of this commonwealth have and exercise severally, or two or more of them jointly, within their several districts and counties; and the said aldermen shall proceed therein in like manner and with the like powers and authorities, and under and subject to the like rules, regulations and restrictions, and with the like means, process and writs of execution as justices of the peace now may or hereafter can have under the laws of this commonwealth, with the like right of appeal by the party or parties aggrieved, from any judgment, order or decree of any such alderman or aldermen to the court of common pleas of the county of Clinton.

Jurisdiction of
aldermen in
civil proceed-
ings.

SECTION 22. That on the second Tuesday of October, in the year one thousand eight hundred and seventy, the qualified voters in the city of Lock Haven in each ward shall elect one constable, and annually thereafter; the said constable shall be qualified as the laws of this commonwealth require such officers to be, and shall, before entering upon the duties of his office, give the requisite security, to be approved by the court of quarter sessions of the county of Clinton; and they shall be under and subject to the same legal penalties and provisions, and exercise all the powers, and do and perform all duties that by the usages and laws of this commonwealth are enjoined upon such officers; all vacancies that may from any cause occur in said office of constable shall be filled by the court of quarter sessions of the said county of Clinton.

Constables, elec-
tion of, &c.

SECTION 23. That the qualified voters of the city of Lock Haven shall, on the second Tuesday of October, in the year one thousand eight hundred and seventy, and on said day in each and every year thereafter, elect one person for assessor in each ward in said city, who shall have and possess the qualifications of a member of the Senate; which several assessors, after their election having been duly qualified, shall do and perform, within their respective wards, all the duties that by the usages and laws of this commonwealth are now enjoined upon assessors and assistant assessors; after the said election the county commissioners shall make out their precepts and forward them to the several assessors as in other cases; and after the several assessors shall have taken an estimate of the real and personal estate of the inhabitants of the said city, they shall meet together and equalize their valuation according to the best of their judgment; and after said valuation is finally settled, the city council shall levy and assess their city taxes according to or upon the valuation made by the city assessors for county rates and levies; the assessors elected by the city under this charter shall be governed and regulated by the act of assembly of one thousand eight hundred and thirty-five, regulating township officers; there shall be no

Assessors, elec-
tion and quali-
fications of.

Duties.

Duty of county
commissioners.

Assessors to
meet and equal-
ize valuation of
property.

Council to assess
taxes according
to said valua-
tion.

How assessors
to be governed.

No assistant assessors to be elected.

All property subject to taxation to be assessed.

Council authorized to appoint certain officers, prescribe their duties, &c.

Election for municipal officers, time of holding, notice, &c.

Power to borrow money.

assistant assessors elected in the said city; so much of the aforesaid act as authorizes the election of assistant assessors is hereby repealed, so far as the same may apply to the city of Lock Haven; and the assessors, in making such assessment of property in the city of Lock Haven, shall assess all the property which is now by law subject to taxation within the limits of said city.

SECTION 24. That the council, in meeting assembled, shall have power, at their first meeting in January after they shall have been elected and qualified, and yearly thereafter, to elect, *viva voce*, one solicitor of the said corporation, one engineer or city surveyor, one street commissioner, one or more city police constables, and such other officers as they shall deem necessary for the proper execution of the by-laws and ordinances and the carrying of the police regulations of the said city into effect, and shall have power by by-laws or ordinances to fix the compensation of all of said officers, and to prescribe their duties, and by resolution of the said council, at their will and pleasure, to dismiss or remove all of them. That the election for municipal officers, by the qualified voters of said city, shall be held at the same time and places as is hereinafter provided for the holding of the general, special and municipal elections; the notice of every municipal election shall be given by the mayor, or by the president of the town council, or by the chief police constable of the said city, designating the officers to be elected and the time and place of holding said election; the notice to be given by advertisement in two newspapers published weekly in the said city, for not less than fifteen days prior to said election; the expenses of said advertisement to be paid by the said city; and the judges of election of the several wards, and the return judges shall, respectively, make out certified returns of the votes given for said municipal officers, and shall deliver and deposit such returns in the same manner as is directed by law, with respect to the votes given thereat for other officers, or as provided by this act; in case of the neglect or refusal to act, or of the death or absence from the county of the said mayor or chief police constable, the president of the city council shall give notice of the said election as aforesaid: *Provided*, That the said president of the city council shall not be required to give more than ten days' notice of the time and place of holding such election as aforesaid.

SECTION 25. That the said council assembled shall have power to borrow, for the use of the said city, any sum or sums of money which they shall deem necessary, and to issue bonds or certificates of loan for the amount so borrowed, to the person or persons respectively lending the same; and the said bonds or certificates, signed by the mayor of the said city and attested by the president of council, under the common seal of the said city, shall be binding and obligatory on the said corporation: *Provided*, That the sums of money so borrowed shall not, in the whole, exceed at any one time the sum of two hundred thousand dollars, for the repayment of which the faith of the city shall be pledged; and the faith of the borough of Lock Haven, and of the said city,

shall continue pledged for the redemption and payment of the existing debt of the borough of Lock Haven; and the said council, in council assembled, shall have power to lay or levy and collect taxes within the limits of said city for the purpose of carrying into effect the by-laws, rules and ordinances of the said city and for the re-payment of all loans, with the interest thereon, heretofore made for the use of the borough of Lock Haven, for the re-payment of which the borough is now pledged, and for the re-payment of all loans, with the interest thereon, hereafter to be made for the use of said city, for the re-payment of which the faith of the said city shall hereafter be pledged: *Provided however*, That the indebtedness incurred by the borough of Lock Haven prior to the time at which this act shall go into effect, for the re-payment of which, with the interest thereon, the faith of said borough is pledged, the property situate within the limits of said borough of Lock Haven, and the water rents thereof, shall alone be liable, and the taxes required therefor shall only be laid and levied upon said property; and that the assessment of such taxes upon the real and personal property within the limits of the said city shall be made upon the valuation of property taken for the purposes of county rates and levies.

Power to levy and collect taxes

Property within borough limits alone liable for former debts incurred.

SECTION 26. The said city treasurer shall also be the receiver of taxes, to whom all taxes assessed and levied by the council of said city shall be payable. Upon all taxes paid to said receiver on or before the first day of September, after the same shall have been assessed and levied, there shall be an abatement or deduction of five per cent. upon the amount thereof; upon all taxes paid to said receiver after the said first day of September and before the first day of January then following, an abatement or deduction of one per cent. per month, up to the first of January, shall be allowed; upon all taxes not paid before the first day of January after the same shall have been assessed and levied, there shall be added by the said receiver, to the amount of said taxes, a penalty of five per cent. and interest at the rate of one per cent. per month until the same are paid; for all taxes not paid before the said first day of January the said receiver is authorized to issue his warrant to any constable or constables of said city, to levy and collect the same by distress or otherwise; and the said constables shall be allowed such fees or charges as they are authorized by law to charge and receive for like services: *Provided*, That all taxes assessed and levied by the council of said city shall be a lien upon the real and personal estate upon which they are assessed, without the right of exemption in the collection of the same: *And provided*, That the constables receiving said warrants from said city receiver shall give bond, with one sufficient surety, to be approved by the council, for the faithful appropriation of the moneys collected by them in pursuance of said warrants: *And provided further*, That said city treasurer and receiver of taxes shall receive such compensation for his services as may be determined by the council of said city.

City treasurer to be receiver of taxes.

Abatements allowed for prompt payment of taxes.

Penalty and interest to be added to taxes not paid before certain date.

Treasurer to issue warrant to constable for collection of unpaid taxes.

Taxes to be a lien.

Constables receiving warrants to give security.

Compensation of treasurer.

SECTION 27. That the mayor or aldermen, or any of them, may take and receive the acknowledgments and probate of all

Mayor or aldermen may take acknowledgment of deeds, &c.

deeds, conveyances, mortgages or other instruments of writing, touching or concerning any lands, tenements or hereditaments, situate, lying and being in any part of this state or elsewhere; and also may take and receive the separate examination of any *feme covert*, touching or concerning her right of dower or the conveyance of her estate, or right in or to any such lands, tenements and hereditaments; and also shall and may take and receive the acknowledgment and probate of any instrument of writing, to the recording of which probate or acknowledgment is rendered necessary by the recording acts of this state, as fully to all intents and purposes whatsoever, as any judge of the supreme court, or president or associate judge of any of the courts of common pleas within this commonwealth can or may take and receive the same; and they, the said mayor and aldermen, or any of them, so taking and receiving such acknowledgment and probates or examinations as aforesaid, shall and may receive such legal fees therefor is or may be provided by the laws of this commonwealth.

Powers and duties of constables.

SECTION 28. That it shall be lawful for any constable or constables of the said city, to whom any warrant under the hand and seal of the said mayor or aldermen, or any of them, shall be delivered, commanding him or them to take any person or persons who shall have been charged with having committed any offence within the said city, and to bring him, her or them before the said mayor or aldermen or any of them; and he or they are hereby enjoined and required to execute the same by making the arrest, as the same can be done at any place within the county of Clinton, or in any of the cities or counties of this commonwealth, under the provisions of the act of assembly of said commonwealth, passed the sixteenth day of April, one thousand eight hundred and twenty-seven, entitled "An Act concerning the backing of warrants by justices of the peace;" and also by bringing such offender or offenders before the said mayor or aldermen, or some of them.

Power of mayor and aldermen to compel attendance of witnesses.

SECTION 29. That it shall and may be lawful for the said mayor and aldermen, or any of them, before whom any complaint, matter or thing of a criminal or civil nature within his or their jurisdiction, shall be made or depending, to issue their subpoena, in common form, to any person or persons within this commonwealth, commanding him or them to appear and give evidence therein; and every person to whom the same shall be directed, and on whom service shall have been duly made, shall attend accordingly and give evidence, under such pains and penalties as are by law incurred by any person or persons refusing to attend and give evidence before any alderman, justice of the peace or courts of this commonwealth, when duly subpoenaed for that purpose.

Duty of keeper of Clinton county prison.

SECTION 30. That the keeper of the Clinton county prison is hereby enjoined and required to receive and keep in safe custody, in the prison of said county, at the expense of said county, until legally discharged therefrom, any person or persons who may be committed by virtue of lawful process, issued by the mayor or any alderman or aldermen of the said city, in the manner and under the same penalties as if he, she

or they had been committed by the court of quarter sessions of Clinton county, or any judge thereof; and all neglect of duty or wilfull misbehavior in said keeper of said prison, towards such prisoners, or any of them, shall be and the same is hereby made cognizable and punishable as a like neglect of duty or a like wilfull misbehavior in said keeper of said prison, towards prisoners committed by any justice of the peace, or by the said court of quarter sessions or any judge thereof, of the said county is or would be cognizable and punishable.

Neglect of duty,
&c., how pun-
ishable.

SECTION 31. That the inhabitants of said city, qualified to vote for mayor, may at the times and places, and in the same manner they elect the mayor of the said city, elect a city treasurer, to serve for two years from the first Monday of May, one thousand eight hundred and seventy, and for the same time, in each and every succeeding second year thereafter, and until another person be duly elected and qualified to serve in his stead; and the said treasurer shall give security by bond, with two or more sufficient sureties, to be approved by the council, for the faithful discharge of the duties of his office, for the payment over of all moneys remaining in his hands in his official capacity, at the expiration of his term of office and the delivery of all books and papers in his hands belonging to the said office, to his successor in office; and the said bond shall be taken in the name of the city of Lock Haven, and shall be docketed and filed of record in the office of the prothonotary of the court of common pleas of the said county of Clinton, and when so entered shall be a lien against the real estate of said treasurer and his sureties; and may also, at the same time and place, and in the same manner, elect three reputable persons as auditors for two years, to audit the accounts of the said city, whose compensation shall be fixed by the council.

Treasurer, elec-
tion and term of
office of.

To give security

Auditors, elec-
tion of.

Compensation.

SECTION 32. That whenever any vacancy shall occur in any of the elective or appointed offices designated in the charter of said city, the council shall have power to fill said vacancy by appointment, to hold during the unexpired term of said office.

Council author-
ized to fill va-
cancies occur-
ing in offices.

SECTION 33. That the said city of Lock Haven is authorized and empowered to purchase from George Tomb, and the said George Tomb is authorized and empowered to sell to said city of Lock Haven the gas works, pipes, fixtures, buildings, lot of ground and all the rights, property, franchises and appurtenances belonging to and vested in said George Tomb, under a purchase by him by virtue of proceedings and sale had on a mortgage against the Lock Haven Gas and Water Company; the said city of Lock Haven to have the power to issue her bonds to the said George Tomb, in payment of the price of said gas works, and the said city of Lock Haven shall have and possess all the powers conferred upon gas companies incorporated under an act of assembly approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, entitled "An Act to provide for the incorporation of gas and water companies."

City authorized
to purchase gas
works.

SECTION 34. That the city engineer and surveyor, upon terms of payment to be agreed upon by said city council, shall execute a survey and plan of all lands embraced within

City engineer
and surveyor to
execute survey
and plan of
lands.

To make report
to court of quarter
sessions.

May designate
parcels of
ground for erec-
tion of reser-
voirs, &c.

Damages for
ground taken,
how to be as-
certained, &c.

Council may di-
rect opening of
streets, &c.

Damages, as-
sessment of, &c.

the limits of said city, designating thereon the avenues, streets, lanes and alleys now existing and opened, and where new avenues, streets, lanes and alleys shall be hereafter opened; the said avenues, streets, lanes and alleys shall be laid out by the said engineer and surveyor in such manner as to conform as nearly as possible in their courses and distances with the courses and distances of the present existing avenues, streets, lanes and alleys of the borough of Lock Haven and of the other lands embraced in the limits of said city; he may widen, straighten or alter the same, and to make a plot or plots or draft thereof showing the courses, distances and width of the avenues, streets, lanes and alleys so as aforesaid laid out by him, and also showing the levels and grades thereof and the location of public sewers that may be required for the proper drainage of the said city, and make report of the same, together with plots or drafts thereof signed by him, to the court of quarter sessions of the county of Clinton, and the same being approved of by the said court the same shall be recorded in the recorder's office at Lock Haven; and the said avenues, streets, lanes and alleys so laid out by the said engineer and surveyor shall, when thus approved of by the said court, be deemed, taken and allowed to be public streets, lanes or alleys of the said city of Lock Haven, and to be hereafter opened as is hereinafter directed by the provisions of this act; the said engineer and surveyor may designate, within the limits of the said city, plots or parcels of ground to be for the use of the public and of said city, upon which plots or parcels of ground reservoirs or basins for holding water, or other necessary buildings or works for the use of the said city and its inhabitants, may be hereafter erected, or the same may be laid out and used as public parks; said plots or parcels of ground to be appropriated, taken and occupied, and the damages to be ascertained and adjusted as in this act provided for the opening of avenues, streets, lanes and alleys within the said city: *Provided*, That the damages for the said plots or parcels of ground shall be paid by the city of Lock Haven.

SECTION 35. That at any time hereafter when the necessities of the said city and the increase of the population thereof shall require the same to be done, the council of the said city, by an ordinance or ordinances passed by the said council, and approved of by the said mayor, may direct such or so many of the said avenues, streets, lanes and alleys to be opened, as the said council for the time being may deem necessary; and after the said avenues, streets, lanes and alleys shall be thus ordered to be opened, the said court shall, upon the application by petition, presented in open court by the mayor of the said city, or by the president of said council, or by the owner or owners of the lands occupied and taken for the said avenues, streets, lanes and alleys so as aforesaid ordered to be opened, appoint six discreet and disinterested citizens, residents of the said city of Lock Haven, or of the said county of Clinton, who being first duly sworn or affirmed according to law, shall inquire what damage the owner or owners of the said lands, houses or other buildings shall or

may sustain by reason of the same being injured, taken, used and occupied for the purposes aforesaid: *Provided*, That in assessing said damages no compensation shall be made or allowed to any person or persons, for houses or other buildings erected or built by any person or persons on any of the avenues, streets, lanes and alleys or public grounds of the said city, from and after the time when said avenues, streets, lanes, alleys and public grounds shall have been designated and laid out by the said engineer and surveyor: *Provided also*, That it shall also be the duty of the said citizens, in assessing such damages, to take into consideration the advantages which have accrued or may thereafter accrue to the owner or owners of such lands, houses or other buildings erected thereon, by reason of the opening of the said avenues, streets, lanes and alleys, and of the avenues, streets, lanes and alleys adjoining thereto or connected therewith; and if any five of said citizens, being first duly sworn or affirmed, view the said premises, they or any four of them may make report of their proceedings thereon to the said court: *And provided*, That before such avenues, streets, lanes, alleys and public grounds shall be opened, used and occupied in pursuance of the ordinance or ordinances of the said council, compensation shall be made to the owner or owners of such property, or adequate security given therefor, before such streets, avenues, lanes and alleys shall be opened, or such public grounds be taken possession of by said city.

SECTION 36. That upon the return of the valuation and assessment of damages as aforesaid for lands, houses or other buildings injured or so as aforesaid opened, taken, used and occupied for any of the public avenues, streets, lanes, alleys or public grounds within the said city, and the same having been approved of by the court of quarter sessions for the county of Clinton, the amount of damages so awarded and approved by the said court shall be paid within six months from and after the same shall have been so approved by the said court, by the county of Clinton, or by the city of Lock Haven, as hereinbefore provided, or secured to be paid thereafter by the said county or city to the satisfaction of the said owner or owners: *Provided*, That unless the said damages shall have been paid within one year next from and after the confirmation by the said court of the report made by the said citizens, or secured to be paid as provided in this section, the said owner or owners may proceed to collect the same as judgments are now collected under the laws of this commonwealth, by execution or executions issued thereon against the said county of Clinton, or city of Lock Haven, as the case may be.

When damages to be paid.

Unless paid within certain time, owners may proceed to collect same.

SECTION 37. That all general, special and municipal elections by the qualified voters of the said city, except elections for military officers, shall be held in their respective wards, as follows, to wit: The elections for the First ward shall be held at the hotel or tavern on the corner of Henderson and Church streets, now occupied by Frederick Dietz; the elections for the Second ward shall be held at the Odd Fellows' Hall; the election for the Third ward shall be held at the public school house on Church street, in said ward; the elections for the Fourth ward shall be held at the National

Places for holding elections.

hotel; the elections for the Fifth ward shall be held at the public school house at the corner of Sturdevant and High streets, in the present borough of Flemington; that the general, special, municipal and all other elections by the qualified voters of the said city of Lock Haven, under the provisions of this act, the laws of this commonwealth, and the ordinances of the said city, except military elections, shall be held in the same place in the respective wards of the said city as is provided for in the next preceding section of this act; the said elections to be held and conducted by the same judges, inspectors and clerks as is hereinbefore provided for the election of members of the common council; said elections to be conducted in the same way and manner, in all respects, as is or shall be directed by the laws relating to the general elections of this commonwealth; the county commissioners of the said county of Clinton shall have the respective places appointed for holding such elections put in convenient and proper order for holding and conducting the same, and shall furnish to the election officers of each ward a list of all the taxables of such ward, also the necessary blanks and stationery for all such general and special elections; in all the general and special elections within the said city, each ward thereof shall be an election district and have a return judge; and in such elections the return judges shall meet at the court house in the said city, as is now by law provided for the meeting of the return judges of election for the county of Clinton.

SECTION 38. That from and after the passage of this act the commissioners of streets and council of the city of Lock Haven shall be amenable for any gross neglect of duty in permitting the by-laws and ordinances of the said city to be violated or neglected, or by suffering the avenues, streets, lanes and alleys within the said city to be obstructed in any way or manner, by neglecting to cause any filth or nuisance to be removed which is injurious to the health of the city or the comfort of its inhabitants; for any of the aforesaid neglects or violations of duty, the said commissioners of streets or councils may be proceeded against by information and indictment, and upon conviction before the court of quarter sessions of the peace of the said county of Clinton, they or either of them shall be individually fined at the discretion of the said court.

SECTION 39. That immediately after their election and qualification the council of the said city shall take measures to carry out all the necessary provisions contained in this act, for the benefit and interest of the inhabitants of said city.

SECTION 40. That the mayor of the said city shall appoint some proper person to attend his office and act as police constable throughout the bounds of the city, who shall be styled and known as the chief police constable of the said city, and be authorized to arrest all vagrants and disorderly persons and bring them before the mayor of the said city, or in his absence or inability to act, from sickness or any other cause, he shall in that case take the said offenders before any of the aldermen of the said city, to be dealt with according to law,

What officers to hold elections.

County commissioners to have places put in order, furnish list of taxables, &c.

Each ward to be an election district.

Place of meeting of return judges.

Commissioners of streets and council to be amenable for neglecting certain duties.

Council to carry out provisions of this act.

Chief police constable, mayor to appoint.

Authorized to make arrests and execute process.

and to execute and serve all process issued by the mayor or aldermen of the said city; and on all extraordinary occasions, when imperious necessity requires, the said mayor shall be authorized to appoint so many police officers as the emergency of the case may require, whose fees for services shall be the same as constables; and in case of disobedience or neglect of duty, or when the said emergency has passed or ceased to exist, the mayor shall have power and he is hereby authorized to dismiss such special police officer, or any of them.

Mayor may appoint special police officers on extraordinary occasions.

SECTION 41. That all acts of assembly now in force touching or concerning the borough of Lock Haven, and all the by-laws and ordinances of the said borough of Lock Haven, not being inconsistent with the provisions of this act, shall be and remain in full force and virtue in the said city, until the same shall be re-enacted, repealed, altered or supplied by other acts of assembly, or by the by-laws or ordinances enacted under the authority hereby given to the council of said city.

Acts of assembly, by-laws, &c., now in force

SECTION 42. That no alderman of said city, or any person holding any office of trust or profit under the by-laws or ordinances of the said city, the emoluments whereof are paid out of the treasury of the said city, shall be competent to serve as a member of the council.

Incompatibility

SECTION 43. That the said council shall rent, until they can provide for, erect or purchase, a lock-up or watch house in some convenient part of the said city, for the detention and confining of vagrants and persons arrested by the police officers, until the persons so arrested can be taken before the mayor, or some proper magistrate, for hearing and committed to prison or discharged; but no person shall be detained in the said watch house for a longer time than twenty-four hours, except upon the order of the mayor, or a magistrate legally authorized, who may commit such person for further hearing.

Lock-up or watch-house.

SECTION 44. That each and every mayor and alderman of the said city, who shall be guilty of a misdemeanor in office, shall be liable to be removed from office in the same manner that justices of the peace are, by the constitution and laws of this commonwealth, removable for misconduct in office.

Removal of mayor and aldermen from office.

SECTION 45. That all persons elected or appointed under the authority of this act shall, in addition to the usual oath of office, be sworn to support the constitution of the United States and of this state.

Additional oath to be taken by officers.

SECTION 46. That all property and estates whatsoever, real, personal and mixed, of the borough of Lock Haven and Flemington, are hereby severally and respectively transferred to or vested in the corporation or body politic of the city of Lock Haven and their successors, the said city to have and hold the same to and for the use and benefit of the said city and its citizens or inhabitants forever; and until the corporation of the said city shall be duly organized under this act, the present charters of the boroughs of Lock Haven and Flemington shall continue in full force and operation; and all persons now holding offices under the said charters shall hold their offices as they now may or can do by law, until the officers provided for in this act are duly elected and qualified under the provisions of this act; and as soon as this act shall

Property of boroughs of Lock Haven and Flemington, vested in city.

Persons in office to continue until successors are chosen.

Suits, &c., to which boroughs are party to be transferred to city.

Borough contracts to be fulfilled by city.

Statement of financial affairs to be published annually.

School districts to remain as heretofore.

Doubts to be construed in favor of city.

Failure to appoint officers at times fixed.

Repeal.

go into operation all suits, prosecutions, debts and claims whatsoever, to which the said boroughs shall be a party shall, by force thereof, become transferred to the said city which, in all suits now pending, shall be substituted as a party therein, and be under the management and control thereof, as fully and completely as if no alteration had been made in said charters; and all contracts, claims and demands, of whatsoever nature, now existing, and whether the same be performable or payable presently or in future, by the said boroughs of Lock Haven and Flemington, shall by force and virtue of this act be fulfilled by and be recoverable from or payable by the city of Lock Haven, except as hereinbefore provided.

SECTION 47. That the said council shall, once in every year, cause to be published in one or more of the newspapers in the said city, a just and true account of all the moneys which shall have accrued to them in their corporate capacity during the year preceding such publication, and also of the disposition thereof, exhibiting the amount of taxes levied and assessed on all taxable property and on all persons for water rents, and all other revenues of the said city; also exhibiting all outstanding taxes and revenues of every kind; also the credits for all exonerations of taxes which could not be collected, the amount of percentage paid for collecting taxes and water rents, and all revenue of the said city, together with all the expenses of the city, all outstanding debts due by the said city, including the permanent or funded debt of the said city.

SECTION 48. That nothing in this act contained shall be taken, deemed, held or construed so as to affect the school districts at present existing in the territory contained in said city, but the same shall remain and be as now established by law, until legally changed by competent authority.

SECTION 49. That as often as any doubts shall arise touching the construction of this act, the same shall in all courts of law and equity and elsewhere be construed and taken most favorably for the said corporation: *Provided*, That this act, and the powers and authorities herein vested in the said city, shall not be impaired, affected, defeated or destroyed by any neglect or omission to appoint all or any of its officers at the time or times appointed for electing or appointing the said officers; and in case of any such neglect or omission the mayor and council of the said city, or a majority of them, shall forthwith take all necessary measures to cure and supply all such defects and omissions, giving due notice thereof in the public newspapers of the said city: *And provided further*, That all acts or parts of acts relating to the borough of Lock Haven, which are altered or supplied by the provisions of this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 602.

An Act

To amend the charter of the Derby Coal Company of the state of Pennsylvania, passed April eleventh, one thousand eight hundred and sixty-six, fixing the number of directors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section six of said charter be and the same is hereby amended so as to read as follows: That the affairs of said company shall be managed and conducted by a board of seven, instead of five directors, one of whom shall be president; that the present board may select and appoint two additional directors who, with the present directors, shall constitute and be the board of directors of said company until the next general annual election, at which, and annually thereafter, seven directors shall be elected by ballot, at such times and places as the by-laws may prescribe; and if for any cause the election of directors shall not take place at the time fixed, it shall be lawful to elect the same at any other time, after two weeks' public notice; and in the meantime, and until their successors are duly qualified, the acting directors shall exercise their powers; and in all elections by the stockholders each share of stock shall entitle the holder to one vote in person or by proxy; this act shall take place immediately.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 603.

An Act

To enable the school directors of the school district of Mount Joy borough to sell and convey certain real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the school district of Mount Joy borough, in the county of Lancaster, be and they are hereby authorized and empowered to sell at public sale, and to convey to the purchaser or purchasers, by deed signed and sealed by their president, and countersigned by their secretary, free and clear of all trusts, those certain lots or parcels of ground in said borough, with the school houses now thereon erected, which grounds belong to and pertain to said school houses, and are situated respectively on Henry, South Barbara, Donegal, North Barbara and Fairview streets, and to so sell and convey also the public burial grounds immediately adjoining and belonging to the school houses on Henry and South Barbara streets; that the whole or any part of the material in said school houses may be reserved; that the proceeds of such sale or sales shall be used for school purposes in said borough; that they are further authorized and empowered to cause the remains of the dead, interred in said public burial grounds, to be removed therefrom; in case of such removal, they shall cause such remains to be decently re-interred in either, or partly in both, the cemeteries near said borough, and the expense of such removal and re-interment shall be first paid out of the proceeds of sale of said public burial grounds; the deeds aforesaid shall be in the name of the district, and shall be acknowledged by the president and secretary to be their act and deed and that of said district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 604.

An Act

Relative to taxation in the borough of Mauch Chunk, in the county of Carbon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate authorities of the borough of Mauch Chunk, in the county of Carbon, be and they are hereby authorized to levy and collect, for borough purposes, a tax not exceeding eight mills on the dollar in any one year, on the assessed value of the taxable property in said borough: *Pro-*

vided, That said tax of eight mills on the dollar shall be in lieu of any tax now authorized to be levied and collected for borough purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 605.

An Act

Relative to the duties of the inspector of buildings in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the inspector of buildings of the city of Pittsburg to enforce the provisions of the acts of assembly of the commonwealth of Pennsylvania, entitled "An Act conferring additional power upon the councils of the city of Pittsburg," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-seven, and an act, entitled "An Act for the better regulation of public halls and places of amusement in the city of Philadelphia, Pittsburg and Allegheny," approved the fourteenth day of March, Anno Domini, one thousand eight hundred and seventy, so far as the same relates to buildings in said city of Pittsburg; and all the power and duties relating to said buildings, conferred upon the city regulator by the first named act, are hereby transferred to and conferred upon said inspector of buildings.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 606.

An Act

Authorizing the citizens of Kilbuck township, Allegheny county, to change the method of making and repairing the roads and bridges in said township.

Duty of township auditors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the auditors of Kilbuck township, in the county of Allegheny, before the first day of March, one thousand eight hundred and seventy, and every three years thereafter, if necessary, to divide the township into three districts, as nearly equal as possible, describing the boundaries of each section, which description shall be entered in the township road book.

Election of three supervisors authorized.

SECTION 2. That it shall be lawful for the taxable inhabitants of Kilbuck township, at their next election for supervisors, to elect three suitable persons for supervisors, one for one year, one for two years and one for three years, and one person annually thereafter for three years, one of whom shall reside in each district; any two of whom shall constitute a quorum to do business.

Board of supervisors to be sworn and give security.

SECTION 3. That they shall be called the board of supervisors; they shall be qualified by a justice of the peace, and shall give sufficient security to the auditors of the township for the faithful performance of their duties, and shall receive twenty-five dollars per year for their services.

Compensation.

To divide roads into sections.

SECTION 4. That on or before the first day of March, one thousand eight hundred and seventy, and every three years thereafter, they shall lay off and divide the public roads in each district in said township into sections not exceeding one mile in length, which they shall number and describe in a book which shall be called the road book of Kilbuck township.

Specifications.

Notice of sale of sections.

SECTION 5. They shall set forth in said book what repairs or improvements they deem necessary on each section of said roads, to keep them in good order, and shall within six days thereafter give ten days' notice, by ten or more handbills put up in as many public places in said township, designating the time and place where they will sell at public sale, to the lowest and best bidder, the said sections, one section at a time, until they are all sold, to be kept in repair for the said term of three years: *Provided*, That in no case shall a supervisor be a party to a contract, and no person shall buy more than five sections.

Proviso.

Duty of supervisors as to sections remaining unsold.

SECTION 6. That if any of the sections of said roads remain unsold on account of no bids, or if the supervisors consider the bids exorbitant, it shall be their duty to keep the said sections so unsold in repair for one year, at the expiration of which time they shall again expose the same, as pro-

vided in section fifth, to public sale for the unexpired term of three years; but the supervisors may permit some sections to remain unsold if they deem the expense too great, or if they think they can be kept in good order at less cost.

SECTION 7. That all persons contracting for any of said sections shall write their names respectively in the road book aforesaid, opposite the description of sections so purchased, also the contract price, and shall give satisfactory security to said supervisors conditioned for the faithful performance of their contracts.

Mode of effecting contracts.

SECTION 8. That it shall be the duty of the contractors aforesaid to keep their respective sections in good and substantial repair, during the said term of three years, according to the specifications contained in said road book; and should they neglect or refuse to keep in good repair the section or sections so contracted for, upon complaint being made to either of the supervisors, it shall be their duty to examine, within four days, the section or sections so complained of, and if they deem the complaint well founded, to give notice to the contractor or contractors to put his or their sections of the road in good repair, according to the terms of the contract, within six days thereafter; and in case he or they refuse to comply with said notice, it shall be the duty of the supervisors to have the said section or sections repaired according to the terms of the contract; and double the cost of repairing the same shall be recoverable by the supervisors from such persons so neglecting or refusing, or their sureties, as other debts of like amount are now recoverable by law.

Duty of contractors.

Duties of supervisors on neglect of contractors to keep sections in repair.

SECTION 9. That it shall be lawful for any contractor to dispose of the unexpired term of his contract, with the consent of the supervisors, and the person to whom such contract shall be disposed of shall enter his name in said road book, and give security as provided in section seventh of this act, and be liable to the same penalties for neglect or refusal to keep such sections in repair as is provided for in the case of the original purchaser; and in case of the death of any contractor, or their removal from the township without disposing of their contracts, the supervisors shall keep such sections in repair for the balance of the year, when such sections shall be sold at public sale, as provided in section fifth of this act; no party shall drag logs over any road so contracted for, under a penalty of three dollars.

Unexpired terms of contracts may be disposed of.

Supervisors to keep sections in repair in certain cases.

Penalty for dragging logs over roads.

SECTION 10. That it shall be the duty of the supervisors to inspect all the roads in said township in April, July and October of each year; and if at any time they find any of the contractors have neglected or refused to keep in good repair any section of said roads contracted for, they shall give notice to such contractor, as directed in the eighth section of this act, and in case of neglect or refusal to comply with said notice, to proceed to have the roads put in good repair and enforce payment therefor as provided in section eight.

Supervisors to inspect roads.

SECTION 11. That the supervisors shall divide all roads that may hereafter be laid out in said township into sections, not exceeding one-half mile in length, to number and describe them in the road book, specifying the nature and character

Roads hereafter laid out to be divided into sections and sold.

of the work to be done, and after notice as required in the fifth section of this act, proceed to sell the making of said roads to the lowest and best bidder, for such a length of time as they may deem necessary for the opening of the same, requiring the same security from said contractors as in section seventh of this act; after which they shall be kept in repair in the same manner as other roads in the township.

Removal of supervisors for neglect of duties

SECTION 12. That if any of the supervisors neglect or refuse to perform the duties of their office, the auditors shall have power to remove them and fill the vacancy until the next annual election, when such vacancy shall be filled by election.

Supervisors to keep record of proceedings.

SECTION 13. That the board of supervisors shall keep a correct record of their proceedings, which shall be entered in the road book.

Payment of amounts of contracts.

SECTION 14. That one-third part of the amount of the contracts shall be paid to the respective contractors annually, in quarterly payments.

Taxation for road purposes.

SECTION 15. That it shall be lawful for the supervisors to lay such a rate of tax as will meet the sale and other expenses of making and repairing said roads, so as not to exceed twelve mills on the dollar of the assessed value, and to collect said tax in money; which tax shall be deposited quarterly with the township treasurer; and all moneys drawn from the treasury shall be by warrant of at least two of the supervisors.

Property holders or citizens may construct walks along sides of roads.

SECTION 16. That it shall be lawful for any property holder, or any of the citizens of said township, to construct a board, gravel, cinder or other walk, along one side of any road in said township: *Provided*, Said walk does not interfere with any road crossings or private entrances, and does not occupy over four feet in width; and that if any person shall ride, drive or lead any horse, or drive any vehicle over any of said foot-walks, or wilfully injure the same, every person so offending shall be subject, for every such offence, to pay the sum of five dollars, one-half to the use of the informer, and the other half to the road fund of said township, to be collected as fines of like amount are by law recoverable.

Penalty for injuring walks.

Present board of supervisors.

SECTION 17. That William Knoderer and William Tateberg, the present supervisors, and John Mitchell, are hereby constituted the board of supervisors, to serve until the next annual election.

Repeal.

SECTION 18. That all road laws of said township inconsistent with this act be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 607.

An Act

To extend the limits of the borough of Butler, in the county of Butler.

WHEREAS, Certain citizens of Butler township, in the county of Butler, on account of their proximity to the borough of Butler, are deprived of many privileges enjoyed by the citizens thereof, to which they would be entitled if included in the said borough; therefore,

Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all that portion of Butler township, in the county of Butler, which lies adjacent thereto on the south, east and west sides respectively of the said borough of Butler, included and bounded by a line beginning at the north-west boundary of said borough, and extending the northern boundary line thereof due westward until it strikes the west line of the Butler borough school district, as surveyed by James Dunlap, Esquire, (a draft of which survey is on file in number fifteen, April session, one thousand eight hundred and sixty-eight, of the courts of the county aforesaid;) thence south along said line to the south-western corner of said school district; thence east along said line to the meridian line of the east side of the borough of Butler; thence due north on said meridian line to the south-east corner of the borough of Butler, as located immediately north of Connoquenessing creek; thence up and along the bank of said creek to a point from where a line running due north would include in the borough the land belonging to Saint Paul's Orphans' Home; thence by a line running due north as aforesaid to where said line would strike the present northern boundary line of said borough extended east; thence west to the present north-east corner of said borough, be included and incorporated in the borough of Butler, and become part of said borough, for all purposes, as fully as enjoyed by the citizens of said borough.

Portion of Butler township annexed to borough.

SECTION 2 That the borough authorities shall take charge of the public roads within said annexed district, and make all necessary repairs thereon, during the present year; the road tax that may be levied by the township authorities shall be worked out or collected and applied upon the roads as directed by existing laws.

Roads in annexed district.

Road tax.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 608.

An Act

To incorporate the Smith Creek and Blacksville Turnpike Company, with power to construct a road from the south end of the bridge over Ten Mile creek, near the mouth of Smith creek, by the way of Smith creek and Robert's run, to Blacksville, in Wayne township, Greene county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That Godfrey Gordon, Justus F. Temple, John C. Flenniken, William T. H. Pauley, Simon Rinehart, stone cutter, W. W. Sayres, John T. Hook, Thomas Hook, William Patterson, Corbley Orndoff, Mark Gordon, Enoch Hennon, James B. Hook, Jason M. Bell, John Kent, of David, Josiah Ingram, Uriah Ingram, Hugh Smith, Coperthwait Smith, William Blair, John Brock, Mathias Brant, Otho Spragg, David Spragg, John Spragg, Richard Phillips, John Hunt, William Crosgrey, A. J. Shriver, James P. Crosgrey, David Spragg, of Jeremiah, Simon Strosnyder, John White, John J. Worley, Hiram Lester, William Gordon, James White, James Kent, Thomas Moore, John D. Wood, William A. Porter, L. K. Evans, William Braden, Joseph Knisely, Jeremiah Spragg, Joel Wood, Henry Spragg, Caleb Spragg, of David, G. L. Wyly, William Orndorf, E. M. Sayres, Robert Daugherty, Randolph Hewit, C. A. Black, G. W. G. Waddell, John Rush, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name and style and title of the Smith Creek and Blacksville Turnpike Road Company, with power to construct a turnpike from the south end of the bridge across Ten Mile creek, near the mouth of Smith creek, in Franklin township, Greene county, Pennsylvania, by the way of Smith creek and Robert's run, to the line between the states of Pennsylvania and West Virginia, at the town of Blacksville, in Monongahela county, West Virginia, and Wayne township, Greene county, Pennsylvania, subject to all the provisions and restrictions of an act regulating turnpike road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the several supplements thereto, except as hereinafter provided.

Title.

Construction of
turnpike au-
thorized.

Route.

Subject to.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of ten thousand shares at ten dollars each, or so much of the said ten thousand shares at ten dollars each as may be necessary to complete the said road and carry out the true intent and meaning of this act.

When company
may appoint
toll-gatherers
and collect tolls.

SECTION 3. That whenever said company shall have finished one-half mile or more of said road, they shall have power to appoint such and so many toll-gatherers as they shall think

necessary, and to collect and receive from all and every person or persons using the said road the tolls and rates hereinafter mentioned, and to stop any person riding, leading or driving any horses, cattle, hogs, sheep, coach, coaches, sulky, chair, chaise, phaeton, cart, wagon, wain, sleigh, sled or any other carriage of burden or pleasure of whatsoever nature or description from passing through the said gate until they shall respectively have paid the same; that is to say, for every half mile in length of the said road completed, according to the intent and meaning of this act, the following sums of money, and so in proportion for any lesser number of sheep, hogs or cattle, to wit: For every score of hogs, five cents; for every score of sheep, five cents; for every score of cattle, five cents; for every horse and his rider, or led horse, one cent; for every sulky, chair or chaise, with one horse and two wheels, one cent; with two horses, two cents; for every chariot, coach, phaeton or dearborn, with one horse and four wheels, two cents, or with two horses, four cents; for every other carriage of pleasure, under whatever other name it may go, the like sums according to the number of wheels and horses drawing the same; for every stage wagon with two horses, three cents, or with four, four cents; for every sleigh, one cent for each horse drawing the same; and for every sled one cent, and for each horse drawing the same; for every cart or wagon, for each horse drawing the same, one cent; for every mule and his rider, or lead mule, one cent; for every score of mules, five cents.

Rates of tolls.

SECTION 4. That the said company is hereby authorized to make use of any state or county road or roads, bridge or bridges over which said road may pass.

May use county roads or bridges.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 609.

An Act

Relative to the German society contributing for the relief of distressed Germans, enlarging the powers of the said corporation.

WHEREAS, The charter of the corporation of the German society contributing for the relief of distressed Germans in the state of Pennsylvania, granted by the general assembly

Preamble.

of this commonwealth, September twenty, one thousand seven hundred and eighty-one, contains restrictions and limitations which interfere with its usefulness, and which the growth of population and wealth render prejudicial to the exercise of the powers conferred by said charter; therefore,

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Management of corporation, powers of officers, &c., to be regulated by by-laws.

That the said corporation shall be managed in such way, and by such number of officers, managers and other persons as the by-laws may prescribe; and the powers and functions of such officers, managers and other persons, the rights and duties of members, the manner of their election, and the causes which may justify their expulsion or suspension, and all other concerns of the said corporation, shall be fixed and regulated by its by-laws, which by-laws shall be adopted by said corporation within one year after the acceptance thereof; and said by-laws shall be altered and amended only in the manner provided in said by-laws as then adopted.

Income limited.

SECTION 2. That the clear yearly value or income of the messuages, houses, lands, tenements, rents, annuities and other hereditaments and real estate of said corporation, and interest on money lent, shall not exceed the sum of twenty thousand dollars, to be taken and estimated exclusive of the moneys arising from the annual or other stated payments of members.

Authorized to mortgage real estate.

SECTION 3. That said corporation shall have authority to mortgage its real estate: *Provided*, Two-thirds of the board of managers, at a stated meeting of the board, and two-thirds of the members present at a regular stated meeting of the corporation, assent thereto.

May organize agencies.

SECTION 4. That said corporation shall have authority to organize agencies and extend its operations throughout this commonwealth.

Repeal.

SECTION 5. That so much of the act to which this is a supplement as inconsistent herewith is repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 610.

An Act

To incorporate the Wilkesbarre Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That E. P. Darling, Peter Pursel, Payne Pettibone, Joseph Stickney, M. J. Philbin, Charles Parrish, A. Pursel, Robert Baur and Charles F. Derby, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created a body corporate, by the name, style and title of the Wilkesbarre Savings Bank, and by that name they shall be capable by law to hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the borough of Wilkesbarre, in the county of Luzerne: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same if the intent of the parties can be clearly ascertained.

Corporators.

Title.

Powers and privileges.

Misnomer.

SECTION 2. That the purpose of this act is to incorporate and organize a savings bank and loan and trust company; that the business of the said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth; to take and accept, by grant, assignment, transfer, devise or bequest, and hold any real or personal estate or trusts created in accordance with the laws of this state, and execute such legal trusts, in regard to the same, on such terms as may be declared, established or agreed upon in regard thereto; to accept from and execute trusts for married women, in respect to their separate property, whether real or personal, and act as agents for them in the management of such property; and to receive and become the depository of all trusts and such other funds that may be paid into or be under the control of the several courts of this state and the laws of the same: *Provided*, That the law courts shall be satisfied of the security of the said depository: *Provided however*, That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits to be paid to such depositors with interest, at such rates as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in this state, at par, in sums not less than one dollar, when required during business hours: *Provided*, That

Purpose.

Business.

Prohibition.

Payment of deposits.

Deposits by minors and married women. deposits by married women and minors may be repaid to them, and such re-payment made upon their orders, checks or receipts shall discharge said corporation from any further claims for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of or payable to the husband of said married woman, or to the parent or guardian of such minors.

Capital to be raised for security of depositors. SECTION 3. That for the security of the depositors of the said corporation it shall be the duty of the persons named in the first section, and such others as may become associates with them, as stockholders in the company incorporated, to raise and form a capital of twenty thousand dollars, to be divided into shares of fifty dollars each, and paid in as shall be required by the board of directors; but one half thereof shall be fully paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof as they from time to time shall elect, to any amount not exceeding seventy-five thousand dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a pro rata share of such increase upon the payment of the par value thereof; such right to be forfeited, however, if not availed of within ten days of the time fixed for subscription therefor by public notice.

Increase of capital.

Proviso.

Investment of funds. SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth or of the United States, or other stocks or bonds, or real and personal securities, or in such other manner as may be deemed appropriate and safe.

Form of certificate to depositors, mode of electing directors, &c. SECTION 5. That the directors shall prescribe the form of certificate to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws may prescribe: *Provided*, The number of directors shall at no time exceed nine.

Meeting of corporators. SECTION 6. That there shall be a meeting of the majority of the persons named in the first section, on such day, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the capital stock of said corporation, and choosing from among the subscribers seven directors to manage the affairs of the said corporation; said directors shall choose from their number a president and vice president, and may appoint and remove at will such other officers as they shall deem necessary; said directors, president and vice president to remain in office until a new election shall take place as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given.

Purpose of meeting.

Officers.

Real estate. SECTION 7. That the real estate which it shall be lawful for the said corporation to hold, shall be only such as is requisite for the transaction of its business and such as it may find necessary to purchase at judicial sale, or otherwise, to secure debts due it; and that in all cases of loans upon real estate the expenses of searches, examination of certificates and recording papers shall be paid by the borrower.

Expenses of searches, &c., to be paid by borrower.

SECTION 8. That the directors, at their first meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for fractions of months.

Interest, rate of, &c.

SECTION 9. On the first Tuesday in January and July in each year the directors shall make and declare, out of the net proceeds and profits of the business of said corporation, a dividend of so much thereof as they deem best, and pay the same over to the stockholders or their legal representatives within ten days thereafter: *Provided*, That if the directors shall declare and pay any dividend from any source whatever, other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposit after the assets of said corporation shall have become depreciated in cash value below the whole amount of the deposits with said corporation and the debts of the same, and fifty per centum of the capital paid in, and they shall become and be and so long as said depreciation continues shall remain jointly and severally personally liable to the depositors with and creditors of said corporation, for any deficiencies existing to them after their remedies against the said corporation shall have become exhausted.

Dividends, relative to.

SECTION 10. The shares of said corporation shall be transferable on its books in such manner as may be designated by the by-laws thereof; that each stockholder shall be entitled to cast one vote in person or by proxy for each and every share of stock by said stockholder then owned; and if any person or persons shall subscribe to the original or the increased stock of said corporation, and shall omit to pay any instalment of the same for the period of thirty days after the time prescribed for the payment thereof, the moneys theretofore paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation, and the directors of said corporation may sell and dispose of the said stock as they may deem most advantageous to said corporation; the books of said corporation shall at all times during business hours be open for the inspection of such as the legislature shall appoint for that purpose.

Shares transferable.

Votes.

Failure to pay instalments.

Books to be open for inspection.

SECTION 11. The officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others; and that the directors of said corporation may require an increase of the amount of said bonds whenever they may deem it necessary; that such portions of the by-laws and regulations of the said corporation as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of said corporation is transacted.

Officers and agents to give bond.

Portions of by-laws and regulations to be put up in office.

SECTION 12. It shall and may be lawful for any court of the

May be appointed trustee, assignee, &c.

commonwealth of Pennsylvania, and for any person or persons, or bodies politic or corporate, by deed, will or otherwise, to make, constitute and appoint said corporation, with the consent of the same, a trustee, assignee, guardian of the estate of minor children, committee of lunatic or receiver, and to allow it like compensation for the execution of such trusts as would by law be allowed to individuals, and such as may be agreed upon before accepting any such trust from or on behalf of any such person or persons and bodies politic or corporate; and the said corporation is further empowered to accept such appointment and act as executor or administrator of any deceased testator, or intestate; and letters testamentary and of administration may be issued by the register of wills of the proper counties to it, for such appointment as executor or administrator as the said corporation may accept without such bond or surety.

Capital stock to be security for faithful performance of duties.

SECTION 13. The capital stock of said corporation shall be taken and considered as the security required by law for the faithful performance of its duties as such executor, administrator, trustee or receiver, and shall be liable in case of default.

Charter.
Reservation.

SECTION 14. This charter shall continue for twenty years; but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the stockholders: *And provided further*, That

Proviso.

Bonus and taxes

the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 611.

A Supplement

To the act for laying out of a state road from Moshannon, in Centre county, to Kylertown, in Clearfield county, approved the twenty-fourth day of February, Anno Domini one thousand eight hundred and sixty. (Pamphlet laws of one thousand eight hundred and sixty, page seventy-three.)

Preamble.

WHEREAS, By an act of the general assembly of Pennsylvania, passed April second, Anno Domini one thousand eight

hundred and sixty, (pamphlet laws of one thousand eight hundred and sixty, page six hundred and fourteen.) entitled "A supplement to the act for the laying out of a state road from Moshannon, in Centre county, to Kylertown, in Clearfield county," the supervisors of the township of Morris, in Clearfield county, were authorized and required to apply all the unseated land tax of S. Christ and Company, Josiah W. Smith, John Whitefield, George Crawford and ——— Bates, in the said township of Morris, to the making of said road, until it is made good:

And whereas, Said supervisors failed to apply the said tax as aforesaid, but applied the same chiefly to other roads and township purposes. whereby the indebtedness incurred for the making of said road remains unpaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the supervisors of Morris township aforesaid, in Clearfield county, are authorized and required annually to levy and collect a special tax, not exceeding twenty mills on each dollar of valuation of property subject to taxation for road purposes, to be applied in payment of the debt incurred in making said road in their township until the debt due for said road is fully paid; and the manner of proceeding and security required and settlement of accounts shall be such as is required by law in regard to road tax.

Supervisors to levy special tax for payment of debt incurred in making road.

SECTION 2. The aforesaid act, entitled "A supplement to the act for the laying out of a state road from Moshannon, in Centre county, to Kylertown, in Clearfield county," approved the second day of April, Anno Domini one thousand eight hundred and sixty, (pamphlet laws of one thousand eight hundred and sixty, page six hundred and fourteen,) is hereby repealed so far as the same relates to Clearfield county.

Act repealed as to Clearfield county.

SECTION 3. The compensation to be received for services performed under this act shall be the same as the same officers are entitled to have for similar services.

Compensation for services performed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 612.

An Act

To incorporate the Ruff's Creek Turnpike Road Company, with power to construct a road and collect toll on the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That Abner Thorp, John Clayton, Abner Ross, Silas Barnes, C. A. Black, Andrew A. Purman, Andrew Hughes, Aaron Day, Harvey Day, W. W. Sayres, Thomas Ross, Thomas B. Johns, Benjamin Shirk, Martin Shirk, Jacob Johns, James Boyd, John Ross, John Phelan, James P. Crosgrey, Morgan R. Wise, Godleib Neaser, Benjamin F. Ross, George Huffman, Wm. H. Sutton, James Kelley, Michael M. McClelland, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize

Title.

Construction of
turnpike au-
thorized.
Route.

a company, by the name, style and title of the Ruff's Creek Turnpike Road Company, with power to construct a turnpike from a point on the Waynesburg turnpike road, at the east end of Waynesburg and the south-west corner of Godleib Neaser's lot, in Marion township, by the way of Hoge's run, through the farm of A. A. Purman and Sarah Ann Hughes, in Franklin township, and by the Baptist church on Ruff's creek, in Washington township, and thence up said creek to the Washington county line, where the creek road crosses the same, in Greene county, Pennsylvania, by the nearest and best route, subject to all the provisions and restrictions of an act regulating turnpike road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the several supplements thereto, except as hereinafter provided.

Subject to.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of ten thousand shares at ten dollars each, or so much thereof as, in the opinion of the said company, may be necessary to complete said road and carry out the true intent and meaning of this act.

When toll-gath-
ers may be
appointed.

SECTION 3. That whenever said company shall have finished one-half mile or more of the said road, they shall have power to appoint such and so many toll-gatherers as they shall think proper to collect and receive of and from all and every person or persons using said road, the tolls and rates hereinafter mentioned, and to stop any person riding, leading or driving any horses or horse, mule or mules, cattle, hogs, sheep, coach, coaches, sulky, chair, chaise, phaeton, cart, wagon, wain, sleigh, sled or any other carriage of burden or pleasure, from passing through the said gate until they shall respectively have paid the same; that is to say, for every half mile in length of the said road completed as aforesaid, the following sums of money, and in proportion for any greater or lesser number of sheep,

Tolls.

hogs or cattle, to wit: For every score of hogs, five cents; for every score of cattle, five cents; for every score of sheep, five cents; for every horse and mule and his rider, or led horse or mule, one cent; for every sulky, chair or chaise with one horse, one cent, with two horses, two cents; or for every chariot, coach, phaeton, dearborn, carriage or wagon of any name under which it may go, the like sum for every horse drawing the same; or for every sled, sleigh or cart the like sum for every horse drawing the same.

SECTION 4. That the said company are hereby authorized to make use of any state or county roads or the parts thereof, or any county bridges over or through which said road may pass. Use of roads and bridges authorized.

SECTION 5. This act shall expire unless the said road shall be commenced within three years from this date. Commencement of road.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 613.

An Act

To validate certain deeds and a mortgage executed by Andrew F. Russell and wife, of Montour county.

WHEREAS, Alexander Montgomery, late of Columbia (now Montour) county, deceased, by his last will and testament, duly proved before the register of wills in and for Columbia county, on the fifth day of June, Anno Domini one thousand eight hundred and forty-eight, did give and devise unto his daughter, Hannah C. Russell, wife of Andrew F. Russell, to her sole and separate use exclusively, and to her heirs and assigns in fee simple, among other things, a certain lot of ground fronting on Mill street, in the borough of Danville, Montour county, aforesaid, running back along Bloom street to an alley, adjoining on the south property belonging to the heirs of Isabella J. Grier, on which is erected a three story brick building and a two story frame building; also another certain lot of ground situate in the borough aforesaid, fronting on Bloom street, adjoining on the east property belonging to the heirs of Lewis Kaufman, on the west property of Augustus Arms, and an alley on the south:

And whereas, The said Andrew F. Russell, and the said Hannah C., his wife, by their deed of July eighteenth, one thousand eight hundred and sixty-seven, granted and conveyed a portion of the first above described lot of ground to George Grauel for the sum of eighteen hundred dollars; and by their deed of the tenth day of May, one thousand eight hundred and sixty-four, granted and conveyed a portion of the last above-mentioned lot of ground to Mary Ann Arms for the sum of six hundred dollars; and by their indenture of the fifth of August, one thousand eight hundred and sixty-eight, did execute a mortgage of a portion of the first above-mentioned lot of ground to William Yorks and Samuel Yorks, executors of Samuel Yorks, deceased, to secure the payment of twenty-three hundred dollars loaned to the said Hannah C. Russell:

And whereas, That the said Alexander Montgomery did, by his same will, give and devise to his said daughter, Hannah C., wife of Andrew F. Russell, to her sole and separate use, and to her heirs and assigns, the one undivided half of another certain piece or parcel of land situate in the borough of Danville, called in his said will, the canal lot:

And whereas, The said Andrew F. Russell and Hannah C., his wife, by their deed of January third, one thousand eight hundred and seventy, did join with the other parties in interest in selling and conveying certain portion of said canal lot to William Faux, Gideon M. Sloop, Alfred P. Fowler, Thomas Thatcher and Thomas Curry, for the sum of three hundred dollars; and by their indenture of the first of January, one thousand eight hundred and seventy, did join with the other parties in interest therein in leasing another portion of said premises to the same parties, for the term of ten years, for the consideration of one hundred and fifty dollars rent to be paid for their interest therein annually:

And whereas, The above-mentioned deeds and mortgage and lease were executed in good faith by the said Andrew F. Russell and the said Hannah C., his wife, with the full knowledge and consent of said Hannah C. Russell; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the above-mentioned several deeds of conveyance, mortgage and lease shall be and be taken to be of like force and effect, in all respects, as if the same had been given and executed under and in due exercise of a power contained in the said last will and testament of Alexander Montgomery, deceased, authorizing such conveyances and mortgages.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 614.

An Act

To authorize the Philadelphia, Germantown and Norristown Railroad Company to increase its capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* It shall and may be lawful for the managers of the Philadelphia, Germantown and Norristown Railroad Company to increase the capital stock from time to time to an amount not exceeding, altogether, two millions five hundred thousand dollars, and to sell or otherwise dispose of the additional stock hereby authorized at a price not less than par: *Provided,* That the provisions of this act shall not go into effect until approved by the majority of the stockholders present or represented at a meeting to be called for the purpose, after thirty days' public notice, by advertisement in at least two daily newspapers of the city of Philadelphia.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 615.

An Act

To regulate the practice of medicine in Warren, Crawford and M'Kean counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of September, Anno Domini one thousand eight hundred and seventy, it shall be unlawful for any person to commence or continue the practice of medicine or surgery in the counties of Warren, Crawford and M'Kean, who has not graduated with the degree of doctor of medicine, and received a diploma from a chartered medical

Who may practice medicine surgery.

college, or other institution authorized to grant diplomas: *Provided*, That the provisions of this section shall not apply to persons who have been eight years in continuous regular practice though they may not have graduated as aforesaid, nor to persons who are reading or have read medicine under the instruction of a physician or surgeon who has the qualifications to practice prescribed by this section, when such person has the assent of such preceptor to practice.

Transient practice regulated.

SECTION 2. Every person who shall, after the first day of May succeeding the approval of this act, attempt to practice medicine or surgery by opening a transient office in the aforesaid counties, or who shall by handbill or other form of written or printed advertisement assign such transient office or other place to meet persons seeking medical or surgical advice or prescription, shall, before attempting to practice as aforesaid, appear before the clerk of the court of quarter sessions of said counties, and shall furnish satisfactory evidence to such clerk that the provisions of section one of this act have been complied with, and shall, in addition, take out a license for one year, by the payment of a license fee of two hundred dollars for the use of said counties; upon the payment of which sum, and furnishing proof as aforesaid, the said clerk of the courts is hereby authorized to issue a license as aforesaid: *Provided*, That the provisions of this act shall not apply to druggists or dentists: *And provided further*, That physicians commencing practice in the counties aforesaid, with the *bona fide* intention of residing permanently therein, shall not be subject to the provisions of this section.

Penalty for practicing in violation of act.

SECTION 3. Any person who shall practice or attempt to practice medicine or surgery, or shall prescribe for any sick person, or perform any surgical operation for fee or reward, in violation of this act, shall be deemed guilty of a misdemeanor, and on conviction thereof, in any court of competent jurisdiction, shall be sentenced to pay a fine of not more than five hundred dollars nor less than one hundred, at the discretion of the court, one-half of said fine to be for the use of the informer and one-half for the use of the county: *Provided*, That such female physicians as are now regularly practicing in said county shall be exempt from the provisions of this act.

Act not to apply to female physicians.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 616.

A Further Supplement

To an act to authorize the erection of a poor house by the township of Jenkins, borough of Pittston and township of Pittston, in the county of Luzerne, approved May eighth, one thousand eight hundred and fifty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the term of office of John Stewart, as director of the poor of said district, shall be extended for three years from the first day of May, one thousand eight hundred and seventy-two; the term of office of Michael Reap, as director, shall be extended for three years from the first day of May, one thousand eight hundred and seventy; the term of office of Andrew Bryden, as director, shall be extended for three years from the first day of May, one thousand eight hundred and seventy-one; and the vacancy in the said board of directors caused by the expiration of the term of office of G. M. Miller, as director, from whatever cause, shall be filled by Daniel D. Mosin, of the township of Pittston, who shall continue in office as director for five years from the expiration of the official term of said G. M. Miller; and the vacancy caused by the expiration of the official term of D. S. Koon shall be filled by D. S. Koon, of the borough of Pittston, who shall continue in office as director for five years from the expiration of the official term of said D. S. Koon; and any vacancy or vacancies which may hereafter occur in said board of directors, from whatever cause, shall be filled by appointment by the president judge of the court of common pleas of the county of Luzerne.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 617.

An Act

To incorporate the Cold Spring Water Company.

- Corporators.** *SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. Bates, J. H. Cogswell, H. B. Porter, John Fertig, C. B. Hammond, and their associates and successors, are hereby created a body politic and corporate, by the name, style and title of the Cold Spring Water Company, and by that name shall have perpetual succession, and shall in law be capable of suing and being sued, pleading and being impleaded in courts of law and equity, and of contracting and being contracted with relative to the business of the corporation, and may have a common seal, and the same alter and renew at pleasure, and acquire and hold in fee simple, or a less estate, such lands and interests in lands as may be necessary or convenient for carrying on the business of the said corporation; and for the government of the affairs of the said corporation, its board of directors may from time to time enact such by-laws as they for that purpose shall deem necessary, the same not being contrary to the constitution and laws of this state, or the constitution and laws of the United States.
- Title.**
- Powers and privileges.**
- Capital stock.** *SECTION 2.* The capital stock of the said company shall be fifty thousand dollars, to be divided into shares of twenty-five dollars each; and books of subscription therefor shall be opened by the directors hereinafter named, subject to such rules and regulations as they shall prescribe; and the stock shall be considered personal property, and shall be assignable and transferable on the books of the company.
- Election of directors.** *SECTION 3.* That the stockholders shall annually, at such day and place as the by-laws may designate, elect five directors to manage the affairs of the said company, who shall serve for one year and until their successors are elected; and the persons above named shall be the first board of directors, and they and each succeeding board of directors shall elect a president from among their number, and also appoint and remove such other officers and agents as the interest of the said company may require, and have power to fill any vacancy or vacancies that from time to time by death, resignation or otherwise may happen in their own number; and in all elections each share of stock shall be entitled to one vote.
- First board of directors.**
- Officers and agents.**
- Vacancies.**
- Votes.**
- Failure to pay instalments of stock.** *SECTION 4.* That if any subscriber to the stock of the corporation shall refuse or neglect to pay any assessment or instalment called for by the said company, at the time and place appointed, and the same shall remain unpaid for the period of thirty days, he shall, in addition to the instalment called for, pay interest thereon at the rate of one per centum per month; and the company may sue for and recover the said instalment and interest thereon, or forfeit the amount already paid by

said delinquent subscriber, as the board of directors of the said company may choose or elect.

SECTION 5. That the company shall have power to provide, erect and maintain all works and machinery, engines and apparatus, and do any other act or thing necessary or proper for procuring, raising and introducing into the city of Titusville, in the county of Crawford, a sufficient supply of water; and for that purpose may acquire and hold any real estate, and may take the water from any springs, ponds, fountains or streams, and divert and convey the same to the said city. and may provide, erect, construct, lay and maintain all proper and convenient buildings, cisterns, reservoirs, pipes, conduits, aqueducts, wells, or other works or machinery necessary or proper for the reception or distribution of water; and may by its officers, agents, engineers and workmen, and with their tools, wagons, carts, beasts of draft or burden, and implements, enter upon such lands and enclosures, streets, lanes, alleys, roads, highways and bridges as it may be necessary to use or occupy for the purpose aforesaid, or to obtain materials for the construction of their works, and may occupy, ditch and lay pipes through the same, and their works from time to time repair, avoiding unnecessary damage or obstruction to streets, alleys and highways, and impairing the free use thereof as little as possible, and being at all times subject to such regulations as the councils of the said city may necessarily adopt to secure the protection and convenience of public travel over the same; and if any injury be done to private property the said company shall make compensation therefor, or give security for such compensation, according to the provisions of the eleventh section of an act, entitled "An Act regulating railroads," approved February nineteenth, one thousand eight hundred and forty-nine; and within the bounds of the said city the said company shall not lay or construct pipes, conduits, aqueducts or other works through any private garden, court, yard or building lot without the consent of the owner thereof first had and obtained.

Authorized to erect works.

May enter upon and occupy lands.

Damages.

SECTION 6. That if any person or persons shall open a communication into the water main or other pipe of the said company, without authority from the inspector or authorized agent for said company, or shall let on the water after the same shall have been stopped by order of said inspector, or authorized agent of said company, for repairs or any other cause or purpose, or shall put up any hydrant or hydrants, pipe or pipes in addition to those originally put up and inspected, and introduce into them water without authority as aforesaid, he, she or they shall be subject to a penalty of not less than ten nor more than one hundred dollars, recoverable before any justice of the peace of the proper county, as debts of like amount are by law recoverable, one half to be paid to the informer and one half to the company; but the said company may, without or with the informer, be plaintiff, and when the informer is not plaintiff on the record or in the suit, one half part of the recovery shall be to his use.

Penalty for opening communication with pipes, turning on water, &c., without authority.

SECTION 7. That if any person shall wilfully or maliciously do or cause to be done any act or acts whatever whereby any

Penalty for injuring buildings, &c.

building, construction, reservoir or works of said company, or water therein, or water pipe, or any matter or thing pertaining to the same, shall be destroyed, injured, contaminated, stopped or obstructed, the person or persons so offending shall be guilty of a misdemeanor, and may therefore be indicted in the court of quarter sessions of the proper county, and on conviction thereof shall be punished by fine not exceeding five hundred dollars, or be imprisoned not exceeding one year, or both, at the discretion of the court: *Provided*, That such criminal prosecution shall not in any way impair the right of said company to a full compensation in damages by civil suit.

SECTION 8. The capital stock of the said company may be increased from time to time by the board of directors of said company; and the said company may borrow money at such time or times, in such amount or amounts and at such rate of interest, not exceeding eight per cent., as the directors shall deem necessary; and any sum or sums of money borrowed may be secured by mortgage or mortgages, pledge or pledges of the property, effects and franchises of the said company, or any part thereof, alone or with bonds with or without coupons, or as may be agreed: *Provided*, That no bond or note of the said company shall be made for a less amount than one hundred dollars, and that the aggregate amount of the debts owing by the said company shall at no time exceed the amount of its capital stock then paid up: *And provided further*, That no increase of the capital stock of the said company shall be made unless stockholders owning a majority of the stock of the said company, already subscribed, shall in writing have consented thereto, being in no wise in default as to the payment of any instalment before required to be paid.

SECTION 9. That said company with any person or persons, body or bodies corporate, and any person or persons, body or bodies corporate with the said company, may agree and contract for water to be furnished by the said company; and the said company may fix and establish rates and prices to be paid for water to be by it furnished, and collect the same as debts now are or hereafter may be by law collected, and may begin to furnish and receive pay for water when the works of the said company have so far progressed that it shall have been introduced within the limits of the said city; and may also from time to time declare dividends out of the net profits to it accruing: *Provided*, That such part of the said works of the said company as may be by the directors deemed advisable shall be done from time to time; and the company shall have as full powers over the work completed as though it had furnished the whole work contemplated by this act; and that the said company shall pay into the state treasury a tax of one-half of one per centum upon its capital stock, in four equal annual instalments.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

Increase of
capital stock.

May borrow
money.

Borrowed
money may be
secured by
mortgages or
with bonds.

Proviso.

Amount of
debts limited.

Capital stock
not to be in-
creased without
consent of
stockholders.

May contract for
supply of water.

May fix rates,
&c.

Dividends.
Work may be
done in part.

Tax to state.

No. 618.

An Act

To incorporate the Fort Hunter Turnpike Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. O. Hiester, Leander N. Ott, D. W. Gross, George J. Bolton, D. W. Seiler, William Colder, George Bergner, John A. Small, George Winters, J. R. Eby, John S. Detwiler, and their associates and successors, are hereby incorporated into a body politic and corporate, by the name, style and title of the Fort Hunter Turnpike Company, with power to construct a turnpike road with macadamized limestone, from Maclay street, in the city of Harrisburg, along the east bank of the Susquehanna river, upon the bed of the public road known as the Millerstown road, to the stone house in Susquehanna township, known as Fort Hunter, late the residence of John C. M'Allister, deceased, subject to the provisions of the act regulating turnpike road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplement thereto, except as is otherwise provided in this act.

Corporators.

Title.

Construction of turnpike authorized.

Subject to.

SECTION 2. That the capital stock of said company shall consist of two thousand shares, at ten dollars each, with power to increase the same to such amount as in the opinion of said company may be necessary to complete said road, and carry out the true intent and meaning of this act: *Provided*, That the property holders residing on the line of said road, between the points named, shall pay into the treasury of said company, annually, one-half of the amount of the road tax assessed upon their property abutting on said road, which shall entitle said property holders, their tenants and employees, on said properties respectively, to the free use of said turnpike; and the said persons and properties shall be exempt from the payment of that amount of road tax to the district collector.

Capital stock.

Property holders on line of, to pay portion of road tax to treasurer of company.

SECTION 3. The number of managers of the company shall consist of a president and ten directors; and the corporators named in the first section of this act are hereby authorized to elect one person from their number as president, and one person as secretary and one as treasurer, who, with the said corporators, shall constitute a board of managers for the direction of the affairs of said company, and who shall have power to make by-laws fixing the times of election of managers, and for the government of the corporation, not inconsistent with this act of incorporation, or the constitution and laws of the commonwealth, and who shall serve until the time which shall be fixed by the by-laws for the holding of the first election, when the stockholders of the said company shall elect ten stockholders to be the managers of the same, who shall hold their offices until the next election, or until their successors are appointed or elected.

Managers.

How road to be
constructed.

SECTION 4. That the said company shall cause the said turnpike road to be constructed of good stone, or furnace cinder, first laid upon the bed of the road and well covered with finely broken limestone, keeping the middle of the road raised in such a manner as to cause all water to run off, and to make the width of said road-bed twenty-five feet.

When toll-gath-
ers may be
appointed.

SECTION 5. That whenever said company shall have finished one-half mile or more of the said road, they shall have power to appoint such and so many toll-gatherers as they shall think proper, to collect and receive of and from all and every person or persons using said road, the tolls and rates hereinafter mentioned, and to stop any person riding, leading or driving any horses or horse, mule or mules, cattle, hogs, sheep, coach, coaches, sulky, chair, chaise, phaeton, cart, wagon, sleigh, sled, or any other carriage of burden or pleasure, from passing through the said gate or gates until they shall, respectively, have paid the same; that is to say, for every half mile in length of the said road, completed as aforesaid, the following sums of money, and in proportion for any greater or lesser number of sheep, hogs or cattle, to wit: For every score of hogs, five cents; for every score of cattle, five cents; for every score of sheep, five cents; for every horse and mule and rider or led horse or mule, one cent; for every sulky, chair or chaise, with one horse, one cent, with two horses, two cents; or for every chariot, coach, phaeton, dearborn, carriage or wagon of any name under which it may go, the like sum for every horse drawing the same; or for every sled, sleigh or cart, the like sum for every horse drawing the same; and it shall be lawful for the said turnpike road company to charge and collect tolls from persons using or traveling on said road or any part thereof; and the officers of said company are hereby fully authorized and empowered to make such rules and regulations, and enter into such contracts and agreements for the collection of said tolls as they may deem necessary, and as may be requisite to carry out the true intent and meaning of this act: *Provided*, That the provisions of this section shall not be so construed as to authorize said company to charge or collect tolls from persons using said road in passing from one part of their farms to another; the tolls authorized to be charged and collected by the provisions of this act, by said company, from persons using said road, may be sued for and recovered as debts of like amount are now by law recoverable.

Tolls.

Use of roads
and bridges au-
thorized.

SECTION 6. That the said company are hereby authorized to make use of any state or county roads, or the parts thereof, or any county bridges over or through which said road may pass.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 619.

An Act

To incorporate Saunders College, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That there be and is hereby erected and established in the city of Philadelphia, in this state, a college for the education of the young in the various branches of the arts, sciences, literature and the ancient and modern languages, by the name, style and title of Saunders College.

College established.

SECTION 2. That the trustees shall be Alexander Henry, N. B. Browne, Morton M'Michael, A. J. Drexel, H. E. Rood, Samuel Field, R. M. Girvin and E. D. Saunders, with power to increase their number to twelve, which trustees and their successors, to be elected as hereinafter directed, shall be a body politic and corporate, and shall have power to use a common seal and to alter and renew the same at pleasure, to have perpetual succession with legal ability to sue and be sued, and to take, hold and dispose of, for the use of said college, such estate, real and personal, by deed, gift, devise or otherwise, as may be necessary or advantageous for said college: *Provided*, That the annual income of the same, exclusive of the income from students, shall not exceed the yearly value of forty thousand dollars.

Trustees.

Powers.

Income limited.

SECTION 3. The said trustees first above named shall continue in office until their successors shall be duly elected and qualified.

Term of trustees

SECTION 4. That the capital stock of said company shall consist of one hundred thousand dollars, divided into one thousand shares of one hundred dollars each; and each share of stock shall entitle the holder thereof to one vote at all annual or special meetings of the stockholders; at such meetings one-third of the holders or their representatives by proxy of the stock shall constitute a quorum.

Capital stock.

Votes.

Quorum.

SECTION 5. That the first meeting of the stockholders of said college shall be held on the second Monday of January, Anno Domini one thousand eight hundred and seventy-one, and annually thereafter on the same day.

Meetings of stockholders.

SECTION 6. That at said first meeting, and annually thereafter, the said stockholders shall elect a board of not less than twelve trustees, who shall have the corporate management of said college and its property, and in conjunction with the faculty of the college, shall have power to grant and confer such degrees in the liberal arts and sciences, or such branches thereof, to such students of the college, or others, as from their proficiency in learning they may deem entitled to such honors, and such as are usually granted by institutions of a similar kind, and to grant diplomas or certificates thereof under their corporate seal.

Election of trustees.

Trustees may, in conjunction with faculty, confer degrees and grant diplomas.

Failure to elect trustees.

SECTION 7. That a failure to elect a board of trustees at any annual meeting or adjournment thereof shall not create a vacancy, but the board existing at the time shall hold over until the next annual election.

Trustees authorized to elect officers, define their duties, &c.

SECTION 8. That the said trustees, one-third of whom shall constitute a quorum, shall have power to elect and remove a president of the said college, who shall be *ex-officio* president of the board of trustees, a secretary, treasurer, professors, teachers and all other officers of the said college necessary and proper for the government of the college or corporation, and to define their several duties, compensation and terms of service; the said board shall have the power to fill vacancies in their own body until the next election, and to make all necessary by-laws and regulations for the government of said corporation.

Misnomer.

SECTION 9. That no misnomer of the said corporation shall defeat or annul any gift, grant or bequest intended to enure to the benefit of said college.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 620.

An Act

To refund to the Mechanics' National Bank and the First National Bank of Pittsburg certain taxes paid under misapprehension.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and directed to refund to the Mechanics' National Bank and First National Bank of Pittsburg the amount of tax paid by them over and above the three mill tax upon the value of their capital stock, levied under an act approved twelfth April, one thousand eight hundred and sixty-seven, entitled "An Act to increase the revenue of the commonwealth by taxation of shares of stock of national banks," for the year one thousand eight hundred and sixty-seven, which was paid under a misapprehension of said act: *Provided*, That the re-payment shall be made on the certificate of the auditor general, in the nature

of a refunding order, to be used in the payment of taxes due the state from said banks in subsequent years.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 621.

An Act

To extend the provisions of an act, entitled "A supplement to an act, entitled 'An Act for the sale of goods distrained for rent and to secure such goods to the persons distraining the same, for the better security of rents, and for the purposes therein mentioned,' approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and twenty-five," to the cities of Pittsburg and Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the first section of an act, entitled "A supplement to an act, entitled 'An Act for the sale of goods distrained for rent and to secure such goods to the persons distraining the same, for the better security of rents, and for other purposes therein mentioned,' approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and twenty-five," be and the same are hereby extended to the cities of Pittsburg and Allegheny.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 622.

An Act

Supplementary to the several acts relative to mercantile appraisers,
so far as the same apply to Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the mercantile appraisers in Erie county to assess all persons embraced in the several classes as required by law, of which assessment notice shall be given in writing or print, to be delivered personally or left at their several places of business respectively, which notice shall specify the class and amount of said assessment, and the time and place fixed for appeal, and that the sum of one dollar, to be received therefor, together with the usual mileage, shall be paid in the manner provided by the several acts to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 623.

An Act

Entitled, "An Act for the relief of the school directors of Montgomery township, Franklin county, Pennsylvania."

WHEREAS, During the late rebellion the township of Montgomery, in the county of Franklin, paid bounty to volunteers:

And whereas, In the year Anno Domini one thousand eight hundred and sixty-four, while the said township was engaged in filling its quota under a call for volunteers, the United States government ordered a draft before the entire quota of said township was completed, and S. A. Bradley was drafted into the United States service:

And whereas, The said S. A. Bradley furnished a substi-

tute that was accepted and mustered into the United States service for the term of three years :

And whereas, The school directors of said township, believing in good faith that the said S. A. Bradley was entitled to receive the bounty authorized to be paid by said township to volunteers, allowed the said S. A. Bradley a credit on the amount of bounty taxes assessed against him for the payment of volunteers, of three hundred dollars ; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the sum of three hundred dollars, credited or allowed by the school directors of Montgomery township, Franklin county, to S. A. Bradley, in part payment of the amount paid by the said S. A. Bradley to a substitute in the service of the United States, is hereby legalized, made valid and binding upon said township as if full and legal authority had existed for the payment of said bounty at the time when so made and paid or allowed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 624.

An Act

For the relief of the tax-payers of the township of Foster, in the county of Luzerne.

WHEREAS, The path-master of Foster township, by unavoidable delay, did not file, in the commissioners' office of Luzerne county, his return of assessments of taxes on unseated lands in said township for road purposes, for the year one thousand eight hundred and sixty-eight, at the proper time ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the same may be made and returned to this year of one thousand eight hundred and seventy the same as if made and returned at the proper time ; and the commissioners of said county of Luzerne are authorized to receive the same and enter on their books as of the proper year, so that the taxes for

roads may be levied upon said unseated lands and collected therefrom.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 625.

An Act

Authorizing the regulation of tolls and travel by the Greencastle and Maryland Line Turnpike and Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Free travel limited.

That it shall not hereafter be lawful for any person or persons to travel free of toll on the said Greencastle and Maryland Line turnpike and plank road when going to and from any place of public worship, except on the Sabbath day.

Regulation of tolls.

SECTION 2. That the said company shall have power to regulate their tolls without reference to the breadth of the tire of the wheels of vehicles passing on the same.

Increase of rates of toll.

SECTION 3. That the managers may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the rates of toll so much as in their opinion may be expedient: *Provided*, That the said tolls shall in no case be increased more than thirty-three per centum.

Repeal.

SECTION 4. So much of the twenty-fifth section of the general act regulating turnpike, bridge and plank road companies, as are hereby altered and supplied, is hereby repealed so far as the same relates to the Greencastle and Maryland Line Turnpike and Plank Road Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 626.

An Act

For the relief of J. M. Faas.

WHEREAS, The late Harry Woods, while sheriff of the county of Allegheny, contracted with J. M. Faas, of the city of Pittsburg, to furnish bread for the prisoners in the jail of said county, and at the time of his death was indebted to said Faas, for bread furnished in pursuance of said contract, to the amount of fifteen hundred and seven dollars:

And whereas, The estate of the late sheriff Woods is insolvent and insufficient to pay more than a portion of said sum; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the controller of the county be and he is hereby authorized and required to examine the claim of J. M. Faas against the estate of the late Harry Woods, and ascertain the balance due him, with interest, after receiving his proper dividend from said estate, and to certify the balance so found to the commissioners of said county, whose duty it shall be to direct the same to be paid as other claims against the county are paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 627.

An Act

To authorize the common council of the city of Harrisburg to vacate streets and alleys, or parts thereof, in said city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the council of the city of Harrisburg be and they are hereby authorized to vacate such streets and alleys, or parts

Council authorized to vacate streets and alleys.

thereof, in said city, as in the judgment of said council may be deemed necessary to secure the safety of public travel on and over the same, and as may be necessary to provide suitable accommodations and facilities for the safe and convenient transaction of the business of railroad and railway companies in said city; and said council shall have authority to make any contract or contracts with any such company for and in respect to the conditions upon which such vacation shall be made.

Repeal.

SECTION 2. The act, entitled "An Act to authorize the common council of the city of Harrisburg to vacate streets and alleys, or parts of streets and alleys, in said city, for the better accommodation of the passenger travel by railroad through said city," approved March twenty-third, one thousand eight hundred and sixty-five, and all other acts, or parts thereof, inconsistent with this act, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 628.

An Act

Relating to the fees of the recorder of the city of Williamsport, and the service of process to be issued by him.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Policemen and constables to serve process issued by recorder.

That the policemen and constables of the city of Williamsport, in the county of Lycoming, are hereby authorized and required to serve any process which the recorder of said city is authorized to issue and may direct to them, or either of them, and to perform any duty which he may lawfully require: *Provided*, That the sheriff of Lycoming county shall execute all writs of execution issued by said recorder where the amount shall exceed one hundred dollars: *Provided also*, That said recorder shall be entitled to three dollars for every jury trial held by him, which he is authorized to hold by law, exclusive of his other legal fees.

Sheriff of Lycoming county to execute certain writs.

Fees of recorder for holding jury trials.

Stay of execution allowed on judgments exceeding \$100.

SECTION 2. That upon all judgments obtained before the recorder of the city of Williamsport, exceeding one hundred dollars, the same stay of execution shall be allowed as is now by law allowed upon judgments in the court of common pleas.

SECTION 3. That in all civil suits brought before the said recorder he shall tax, as costs, to the attorneys for the party obtaining judgments before him, the same costs as are now allowed by law in the court of common pleas of Lycoming county.

Attorney fees to be taxed in civil suits.

SECTION 4. That when the suit shall be upon a book account, and the plaintiff shall not reside in the said city, a copy of his account, duly sworn to, shall be received as evidence, unless the defendant shall make oath before said recorder that the said account is not correct and the amount claimed is not owing to the plaintiff.

Copies of book accounts duly sworn to, evidence in suits by non-residents.

SECTION 5. That no appeal shall be entered from any judgment of said recorder unless the party appealing his account, or attorney, shall file with said recorder an affidavit that said appeal is not entered for the purpose of delay; and no such appeal shall be entered by the defendant on any judgments unless said defendant, his agent or attorney, shall file with said recorder an affidavit setting forth the nature and character of his defence to said action, and that said appeal is not entered for the purpose of delay, which said affidavits shall be filed with the transcript of said appeal in the court of common pleas; and if, in the opinion of the plaintiff's attorney, the affidavit made by the defendant is insufficient, he may move the said court of common pleas for judgments for want of a sufficient affidavit of defence.

Appeals regulated.

SECTION 6. That all executions issued by said recorder, directed to the sheriff, shall be a lien on the personal property of the defendant, the same as writs issued by the court of common pleas of Lycoming county now are; and on all executions on judgments over one hundred dollars in amount shall be returnable on the same days as like writs issued by said court; and the sheriff shall be entitled to the same fees as he is now entitled on writs issued by said court; and the said recorder shall be entitled to the same fees on demands of over one hundred dollars as the prothonotary of said court is now entitled by law.

Executions to be liens on personal property.

When executions on judgments exceeding \$100 to be returnable.

Fees.

SECTION 7. That in all jury trials in criminal cases before said recorder, the district attorney of Lycoming county shall conduct the proceedings on the part of the prosecution, for which he shall be entitled to a fee of three dollars for each case, to be taxed as costs.

District attorney, Lycoming county, to conduct proceedings on part of prosecution.

SECTION 8. That the act to which this is a supplement shall not be construed so as to deprive the court of common pleas of concurrent jurisdiction in all matters or sums between one hundred and three hundred dollars; and any provision in the said act inconsistent herewith be and the same is hereby repealed.

Court of common pleas to have concurrent jurisdiction in matters between \$100 and \$300.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 629.

An Act

To prevent bridge companies, plank road companies and turnpike road companies from charging toll from persons going to and returning from church, on Sunday, within the counties of Northampton and Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall not be lawful for any bridge company, plank road company or turnpike road company, within the counties of Northampton and Lehigh, to charge or receive, from any person or persons, any toll when going to or returning from church on Sunday, whether traveling on foot, on horseback, or in carriages or otherwise.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 630.

An Act

To provide for the payment of subscriptions to the bounty fund in Juniata county.

Preamble.

WHEREAS, The citizens of the borough of Patterson, in the county of Juniata, held several public meetings during the year one thousand eight hundred and sixty-four, for the purpose of raising money to pay bounties to volunteers who would enter the military service of the United States under one of the calls of the President, and become credited to said borough; at one of which meetings James North was appointed treasurer of said bounty fund and authorized to give certificates to subscribers:

And whereas, Many persons advanced money on the faith that their subscriptions would be re-imbursed by taxations, and received the treasurer's certificate therefor, and the money

so advanced was used in paying bounties to volunteers credited to said borough :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of said borough be and they are hereby authorized and required to levy a tax upon all property made liable to taxation for county purposes in said borough, sufficient to pay all certificates signed by James North, treasurer of the bounty fund, with interest and cost ; said taxes to be levied and collected in the same manner as other like taxes are now by law collected : *Provided*, That no tax shall be assessed or collected from any person who served as a soldier, not less than one year, in the late war, and who has been honorably discharged : *And provided also*, That new buildings, erected since the year one thousand eight hundred and sixty-eight, shall be exempt from the operation of their cost.

School directors, Patterson borough, to levy tax to pay certificates.

Proviso.

Proviso.

SECTION 2. That it shall be lawful for the holders of said certificates to bring suit thereon in their own names, either as subscribers or as purchasers from subscribers, against said borough, in like manner as for debts of the same amount, and to have executions of judgments obtained thereon, as now provided by law in case of judgments against counties and townships.

Holders of certificates may bring suits against borough, &c.

SECTION 3. That the provisions of this act shall be extended to the township of Tuscarora, in the said county.

Act to be extended to Tuscarora township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 631.

An Act

In relation to a site for the public buildings in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the next regular election in the city of Philadelphia the citizens of said city shall vote, by ballot, on the question of the site of the proposed public buildings in the said city ; and the select and common councils are hereby authorized

Citizens to vote on question of site of public buildings.

Sheriff to make
proclamation.

Contracts.

Proviso.

Councils au-
thorized to dis-
tribute tickets,
&c.

and directed to provide, by ordinance, for the erection of the said buildings on the site which the largest number of votes shall declare their preference for, by their said ballots; and the high sheriff of the county of Philadelphia is hereby directed to make due proclamation of the said voting, by ballot, in his proclamation, as now required by law in the case of election of public officers; and all laws relating to the receiving, counting and returning votes, are hereby declared applicable to the votes and voters voting on such questions, and violations thereof shall be punished as now provided by law; and until said votes shall be taken, and the result declared, said council, and the commission created by them, shall make no contract, or enter into any agreement relating thereto; and all work proposed to be done under any contract or agreement now made, shall remain in abeyance until the site for the erection of said public buildings shall be determined in the manner aforesaid; and in case of a new location being selected by the electors, said contractors shall have the privilege of transferring their contracts to said new site, or be paid a just and reasonable sum for whatever work they have done, or expenses incurred, to be ascertained by a jury appointed as in cases of opening streets, unless said contractor or contractors and said councils shall otherwise agree to their compensation: *Provided*, That the buildings shall not be placed on Independence square.

SECTION 2. That the councils of the said city be authorized and empowered to have distributed to the different election divisions of said city, tickets designating the different sites that may be desired for the purpose, and to provide for all necessary expenses for conducting said election.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 632.

An Act

To vacate a portion of Elwood lane, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the portion of Elwood lane between Second and Third streets and Venango and Tioga streets, in the Twenty-fifth ward of the city of Philadelphia, be and the same is hereby vacated, and the title to the soil over which the same is laid is hereby vested in the owners of the property adjoining the portions vacated.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 633.

An Act

To annul the marriage contract between Cornelia M. Reeder and William D. H. Reeder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Cornelia M. Reeder and William D. H. Reeder, her husband, be and the same is hereby annulled and made void to all intents and purposes, and the said parties released, set free and discharged from said contract and the duties and obligations thereunder, as fully, effectually and absolutely as if said contract had never been made.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 634.

An Act

To authorize the borough of Coatesville to erect water works, and to supply the said borough with water.

Corporate authorities authorized to purchase water power, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of introducing into the borough of Coatesville, in the county of Chester, a sufficient supply of fresh and pure water, the corporate authorities of the said borough be and they are hereby authorized and empowered to purchase and hold, in the name of said borough, in fee simple or for any less estate, any water power or powers in, near or convenient to the said borough, or any lands, tenements or hereditaments to which any water power or powers may be appurtenant, with full power the same or any part thereof to grant, bargain, sell, alien, convey, mortgage, pledge, charge, encumber and demise and dispose of at their will and pleasure, and also to take, occupy and enjoy any stream or streams of water, or spring or springs in, near or convenient to the said borough, or any lands to which any stream or streams of water, or spring or springs may be appurtenant, with full power to hold the same for the purpose above-mentioned, they doing as little damage as possible, and making compensation to the owner or owners thereof, in the manner hereinafter provided for.

Authorized to erect works.

SECTION 2. That the said corporate authorities of the borough of Coatesville shall have full power and authority to provide, erect, construct and maintain all works and machinery or engines necessary or proper for introducing into the said borough a sufficient supply of fresh and pure water, and shall provide, erect, construct and maintain all proper buildings, cisterns and reservoirs, machinery, dams, trenches, pipes and all works and things necessary or proper to the full and entire completion of the same; and for this purpose they are hereby authorized and empowered, by themselves, their agents, artisans, engineers and workmen, with their tools, instruments, carts, wagons and other carriages, and beasts of burthen or draft, from time to time, and at all times hereafter, to enter into and upon any lands or enclosures, and public or private roads or highways or streets as may be necessary, and to occupy, dig, ditch and lay pipes through the same, and to erect and maintain thereon such cisterns and reservoirs as may be needful and proper for the purposes aforesaid, and the same to raise, alter and repair, doing as little damage to private property, and making compensation to the owner or owners thereof, in the manner hereinafter provided for.

May enter upon lands, lay pipes, &c.

May enter upon lands and take materials.

SECTION 3. The said corporate authorities of the borough of Coatesville, their superintendents, engineers, workmen and

laborers, with their tools, instruments, carts, wagons and other carriages, and beasts of burden or draft, may enter upon lands contiguous to the dam or dams, works, cisterns and reservoirs which they may erect, or the route upon which they may lay their pipes, and from thence take and carry away stone, earth, sand or other material necessary to the construction or repair of the said dam or dams, works, cisterns and reservoirs, or to the proper laying down of the said pipes, doing as little damage as possible, and repairing any breaches they may make in the enclosures thereof, and making compensation to the owner or owners thereof, in the manner hereinafter provided for.

SECTION 4. If the parties cannot agree upon the compensation to be made to the owner or owners of such lands and enclosures required for the use of said works, it shall and may be lawful for the parties to appoint six suitable and judicious persons who shall act under oath or affirmation, a majority of whom shall be competent to make an award in the case, or if they cannot agree upon such persons, then either of the parties may apply to the court of common pleas of the county of Chester, and the said court shall award a *venire*, directed to the sheriff, to summon six disinterested men of his county, in order to ascertain and report to the said court what damages, if any, has been done by the said corporation of the borough of Coatesville; which report being confirmed by the court, judgment shall be entered thereon, and execution may issue in case of non-payment of the sum awarded, with reasonable costs, to be assessed by the court: *Provided*, That either party may appeal to the court within thirty days after such report shall have been filed in the prothonotary's office, in the same manner as appeals are allowed in other cases, whether the said report was made by persons agreed on by the parties or summoned by the sheriff; upon which appeal such proceedings shall be had as are used in actions for damages at common law: *And provided further*, That it shall be lawful for the said corporation of the borough of Coatesville to enter at once into possession or use of such lands and premises, upon giving or tendering to the claimant or claimants their bond or bonds, in such amount and with such security as may be approved by one of the judges of said court, conditioned for the payment of such sums as the said claimant or claimants shall be entitled to receive after assessment made as aforesaid.

Proceedings in cases of disagreement as to damages.

SECTION 5. The said corporate authorities, in council assembled, shall have full power and authority to pass, enact and ordain all laws and ordinances necessary to enable them to convey the said water through the borough in all directions, and to fix hydrants and fire-plugs wheresoever they may deem proper, and to fix and determine from time to time the rates of prices to be paid by the citizens for the use of said water, and the penalties for non-payment, and to protect the water works, cisterns, reservoirs, pipes, plugs and hydrants from damage or destruction, and generally to do all things requisite and necessary for carrying into full and perfect effect the objects contemplated by this act.

Corporate authorities may pass ordinances relative to conveyance of water through borough, &c.

SECTION 6. That the burgess and town council of said borough of Coatesville are hereby authorized and empowered,

Authorized to
borrow money,
issue bonds and
levy taxes.

for the purpose of carrying into full effect the provisions of this act, to borrow, in the name and upon the faith, credit and responsibility of said borough, such sum or sums of money, not exceeding in the whole the sum of twenty-five thousand dollars, as they may deem necessary for the aforesaid purpose, in addition to any sums authorized to be borrowed for other purposes, and to issue bonds or certificates of indebtedness in the name of the said borough of Coatesville, under the corporate seal, attested by the burgess and treasurer or secretary, to the purchaser or purchasers of said loan, in such sums as the said borough authorities may see proper, and bearing such rate of interest, not exceeding seven per centum per annum, and redeemable at such times as may be agreed upon, and to levy, assess and collect such taxes from time to time as may be necessary to pay the interest on such loans, and to redeem the principal at such times and in such manner as may be conformable to the terms upon which the same shall have been taken.

Authorized to
borrow moneys
for purpose of
redeeming
loans.

SECTION 7. That the said authorities shall also have power from time to time to borrow moneys in the manner aforesaid, for the purpose of redeeming and paying off any loan or loans contracted by virtue of the last preceding section, and shall have all the powers for levying, assessing and collecting taxes for the purpose of redeeming the same, principal and interest, as are given in the last preceding section of this act, in relation to the original loans.

Taxation for
borough pur-
poses, &c., rela-
tive to.

SECTION 8. That the said borough authorities shall have power to levy and collect annually, for borough purposes and for the purposes authorized by the foregoing sections of this act, any tax not exceeding one cent on the dollar on the valuation assessed for county purposes, as now is or may be provided by law; all property, offices, professions, occupations and persons made taxable by the laws of this commonwealth for county rates and levies, shall be taxable after the same manner for said borough purposes and for the purposes authorized by this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 635.

A Supplement

To an act, entitled "An Act to incorporate the Harleysville and Lederachsville Turnpike Road Company," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the president and managers of the said turnpike road company shall have power to establish and regulate the rates of toll, not exceeding two cents per mile, or at the same rate for a lesser distance, for each horse, mule, working cattle or other animal traveling over the said road, whether attached to any vehicle or vehicles or otherwise, and without reference to the breadth of tire of said vehicle or vehicles, and shall not be liable for a fractional part of a cent in making change :

Provided, That all funerals and funeral processions, and persons passing to and from one part of his, her or their farm, to any other part of the same, shall be exempt from the payment of toll.

Directors authorized to regulate rates of toll.

Funeral processions, &c., to be exempt from tolls.

SECTION 2. That all laws inconsistent with the preceding section, so far as the same relates to said company, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 636.

An Act

To preserve the Stone church graveyard, in Lawrence county.

WHEREAS, The Stone church, formerly Secession congregation, of New Castle, now own a lot of ground in the First ward of said city, bounded west by lot of John King, east by lot of James M'Cune and North by a street, in which are interred many of the original members of said congregation, and their friends :

Preamble.

And whereas, But few members of said congregation are now alive, and it has become inexpedient to continue public worship, and difficult to convene meetings to elect trustees and other officers :

And whereas, It is desired to protect from desecration said burial place ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Present trustees
authorized to
transfer their
care over grave-
yard, &c.

That the present acting trustees of said congregation are hereby authorized to transfer, convey and assign to a trustee, to be appointed as hereinafter provided, their charge and care over said graveyard, and interest of said congregation in the same, and all the papers in their possession relating thereto, and all moneys which shall have come into their possession, on account of said congregation, after deducting what has been properly spent by them fencing said graveyard and otherwise.

Appointment of
trustee by
court, relative
to.

SECTION 2. That the trustee before specified, and a successor perpetually, shall be appointed by the court of common pleas of Lawrence county ; he shall be a resident of said county, and at his appointment, and whilst he acts as herein provided, must be a person having buried in said graveyard either wife, ancestor in the direct line, or one related within first degree to an ancestor in the direct line ; the court to respect, so far as possible, the choice of those having relatives buried in said graveyard, in selecting and appointing said trustee.

How trustee to
be governed.

SECTION 3. This trustee, so far as holding his position, giving bonds, rendering accounts and otherwise, so far as applicable, shall be governed by the laws relating to committees of lunatics.

Duties of trustee.

SECTION 4. The duties of this trustee shall be to collect, receive and keep all moneys of said congregation, and any that may be donated to him to carry out the object of his appointment, keep said graveyard fenced and in decent order, and may use the principal of money donated, and the interest of money belonging to said congregation to do this, but none of the principal without order of the court of common pleas, and shall stand seized and possessed of said graveyard and moneys in the same manner and to same extent that trustees regularly elected by congregations are.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 637.

An Act

To authorize William M'Lellan, the committee of William Dillon, a lunatic, to sell and convey certain real estate in the borough of Chambersburg, county of Franklin.

WHEREAS, William M'Lellan, the committee of William Dillon, a lunatic, appointed by the court of common pleas of Franklin county, in this commonwealth, believes it for the interest of said lunatic that a certain lot of ground belonging to him, in the borough of Chambersburg, in said county of Franklin, designated on the western plan of said borough as lot number five, should be sold, and there being no adequate provision in existing acts of assembly to authorize the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William M'Lellan, the committee of William Dillon, a lunatic, be authorized and empowered to sell said lot number five, on the western plan of said borough of Chambersburg, and to execute a deed to the purchaser thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 638.

An Act

To annul the marriage contract between Thomas Hamilton and Amanda J., his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Thomas Hamilton, of Crawford county, Pennsylvania, and Amanda J. Hamilton, be and the same is hereby annulled and made

void, and the parties released and discharged from said contract, and from all duties and obligations arising therefrom, as fully as if they had never been joined in marriage.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 639.

An Act

To confer on the Mechanics' and Miners' Savings Bank of Scranton additional privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Mechanics' and Miners' Savings Bank of Scranton, incorporated under the general banking law of this commonwealth, shall have, as a savings bank, all and the same privileges, franchises, rights and powers, and be subject to all and the same limitations and liabilities as are granted and enacted by an act, entitled "An Act to incorporate the Wayne County Savings Bank," approved February seventeenth, Anno Domini one thousand eight hundred and seventy: *Provided*, This act shall not be construed to authorize any increase or diminution of the capital stock of said bank beyond which is now authorized: *And provided*, The stockholders shall be personally liable only as provided in the ninth section of said act incorporating the Wayne County Savings Bank.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 640.

An Act

To extend the charter of the Erie Canal Company, to authorize the said company to slack-water the Ohio river from Beaver to Pittsburgh, to increase the authority to issue bonds, and to authorize the conversion of said canal into a railway, or the sale of the same, and for other purposes.

WHEREAS, It will greatly benefit the state of Pennsylvania, and the country at large, to have the Erie canal enlarged, to pass boats of five hundred tons burden between Erie and Pittsburgh; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the charter of the Erie Canal Company is hereby extended from the terminus of their canal, at the mouth of the Beaver river, to the city of Pittsburgh, with the same rights and privileges that are conferred by the charter of the said company, and the various acts of the legislature relating to said canal, and with power to construct a canal on either bank of the Ohio river, and to construct locks, dams and schutes on the said Ohio river, and to form, construct and maintain a slack-water navigation on the said river, and on such portion of the Allegheny and Monongahela rivers, as may be necessary to form a navigation up to and within the limits of the city of Pittsburgh, of not exceeding eight feet of water on the lower mitre-sill of the outlet lock of the Monongahela navigation: *Provided*, That the locks constructed by the said company shall not be less than three hundred and fifty feet in length and eighty feet in width, and that schutes constructed by the said company, at dams erected by them across the said river, shall be four hundred feet in width and so constructed that they shall not interfere with boats navigating such river drawing five and a half feet of water, at an eight and one-half feet stage of water, according to the present mark of the piers of the Allegheny suspension bridge of the city of Pittsburgh: *And provided further*, That no tolls shall be charged on boats or freight passing on the river and not using the locks.

Charter extended.

May construct canal on either bank of Ohio river, &c.

Construction of locks and schutes regulated

SECTION 2. That the amount for which the Erie Canal Company is authorized to mortgage their canal and issue bonds by the act approved the eleventh day of May, Anno Domini one thousand eight hundred and sixty-nine, is hereby increased six millions of dollars; and the said company is authorized to issue their mortgage bonds in such amounts, payable at such times, and bearing such rates of interest, not exceeding seven per centum per annum, as they may deem expedient.

Authority to issue mortgage bonds increased

Certain provisos repealed.

SECTION 3. That the provisos in the first section of the act authorizing the enlargement of the Erie canal, approved the fifteenth day of March, Anno Domini one thousand eight hundred and sixty-seven, are hereby repealed.

Directors authorized to increase capital stock.

SECTION 4. That the directors of the Erie Canal Company are hereby authorized to increase the capital stock of the said company from time to time, and to dispose of the same on such terms as they may think advisable; and from and after the passage of this act each share of stock shall be entitled to one vote at all elections held by the stockholders of the Erie Canal Company.

Votes.

Authorized to construct draw-bridges.

SECTION 5. That the Erie Canal Company is hereby authorized to construct draw-bridges at all farm, road, street or railroad crossings; and that all bridges that require changing shall be built at the expense of the said company.

May, by vote of directors, sell canal to railroad corporation, or construct railroad.

SECTION 6. The Erie Canal Company, by a vote of a majority of its directors, is hereby authorized to sell and transfer its canal property and franchises to any railroad corporation within the state, or to construct a railroad between the cities of Erie and Pittsburg, to be called the Lake Erie and Pittsburg Railway; and all the rights, privileges, franchises and property of the Erie Canal Company, so far as they are applicable to a railway, are hereby extended to the said Lake Erie and Pittsburg Railway Company, or to any other railroad corporation purchasing said canal, and also the fifth, seventh, ninth, tenth and eleventh sections of the act relating to railroads, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight; and the said Lake Erie and Pittsburg Railway Company, or other corporation purchasing said canal or using the same for a railway, is hereby authorized to abandon the whole or any portion of the said Erie canal, and to use the canal bed, slopes and towing-path of said canal for a railway; and the rights of water for canal purposes, now possessed by said canal, are extended to any company purchasing said canal or using it for a railway; and they are hereby authorized to remove any dams or locks that they may not need for such purpose, and use or sell the same.

Rights, privileges, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 641.

An Act

To incorporate the Coatesville Market House Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joseph Graham, Benjamin Vandever, Crosby B. Phipps, Washington Miller, Samuel H. Lawrence, John Lawrence and William Peace, and their associates, and all persons who may hereafter be holders of the stock hereinafter mentioned, are hereby created a body corporate, by the name of the Coatesville Market House Company, to have perpetual succession, to sue and be sued, to have a common seal, to purchase and hold such real and personal estate as may be necessary for the purposes of the corporation, and to sell, mortgage or lease the same, as they shall deem expedient.

Corporators.

Name.

Powers and privileges.

SECTION 2. That the object and purpose of the said corporation shall be to erect and maintain a suitable building, with stalls, in the borough of Coatesville, to be appropriated and used as a public market house for the sale of meats, vegetables and victuals and provisions; and the said building and stalls shall be leased or disposed of in such manner and on such terms and conditions as shall be determined by the managers; and they are also authorized to use and lease such other parts of said building as may not be necessary for the purposes above-mentioned for any other purpose they may deem expedient.

Object and purpose.

SECTION 3. That the capital stock of said corporation shall be a sum not exceeding thirty thousand dollars, in shares of one hundred dollars each, certificates of which shall be issued, and the stock shall be transferable on the books of the corporation; and all shares of stock shall be paid for, or forfeited for non-payment, in such manner and at such times as the managers shall determine by their by-laws.

Capital stock.

SECTION 4. The government and control of said corporation and its property shall be vested in a board of five managers, who shall be elected by ballot from among the stockholders; they shall choose one of their number president of the board, and shall appoint any person they deem fit treasurer, secretary and other necessary officers, and may require of them bonds for the faithful performance of their duties; they shall continue in office until their successors are elected, and fill all vacancies occurring in their body.

Government and control.

SECTION 5. The persons named in the first section of this act, or a majority of them, may proceed to organize the said company and obtain subscriptions to the capital stock thereof; and after two hundred shares shall have been subscribed for they shall call a meeting of said stockholders for the purpose of electing the managers aforesaid, giving one week's public

Organization.

notice thereof, in such manner as said persons may deem proper, and the said managers may then commence to carry out the object of said corporation.

Annual meet-
ing of stock-
holders.

SECTION 6. The annual meeting of the stockholders, for the election of managers and transacting other business, shall be held on the second Monday in January in each and every year, public notice thereof being given by handbills or publication in a newspaper, as said managers in their by-laws may provide; but should such election, or the election provided for in section five aforesaid, not then be held, the corporation for that reason shall not be dissolved, but such meeting and election shall take place as soon thereafter as may be convenient, notice thereof being given as aforesaid; special meetings of the corporation may be held as may be provided for by the by-laws; the stockholders in general meeting may, if they see proper, enact by-laws or alter those made by the managers for the government of the corporation and its officers; in the election of managers, and in the decision of all questions brought before them in the meetings of the stockholders, those present in person or by proxy, not in arrears on any instalment due, shall be entitled to one vote for each share of stock held by them.

Special meet-
ings.

By-laws.

Votes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 642.

A Supplement

To an act, entitled "An Act to regulate medical practice in the counties of York, Indiana, Perry, Juniata, Northampton, Lehigh and Elk." approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person violating the third section of the act to which this is a supplement, shall be deemed guilty of a misdemeanor, and upon conviction shall pay a fine of not less than two hundred dollars nor more than five hundred dollars, one-half for the use of the informer and one-half for the use of the proper county

or in default thereof to be imprisoned for a term not less than six months nor more than one year, at the discretion of the court: *Provided*, That the provisions of this act shall not apply to Perry and Indiana counties.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 643.

An Act

Fixing the time of the commencement of the official term of the sheriff of Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the term of office of the sheriff of Dauphin county shall commence on the first Monday of January next ensuing his election. Commence-
ment of term.

SECTION 2. All acts or parts of acts conflicting with this act, be and the same are hereby repealed so far as they interfere with this act. Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 644.

An Act

To incorporate the Nazareth Water Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Commissioners. That Joseph Keller, C. F. Hartman, E. C. Beitel, J. H. Beck and Edmund Ricksecker be and they are hereby appointed commissioners, and they, or a majority of them, are hereby authorized to carry into effect the establishment of a water company, to be located near or in the borough of Nazareth, in the county of Northampton, with a capital stock of five thousand dollars, with the privilege of increasing it to ten thousand dollars, to be divided into shares of twenty-five dollars each, for the purpose of supplying the borough of Nazareth with pure and wholesome water, to be organized, managed and governed as provided by an act, entitled "An Act to provide for the incorporation of gas and water companies." approved the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and to be subject to all provisions and restrictions not supplied by this act, together with all the rights and privileges in said act, or any supplement thereto.

Authorized to establish water company. Capital stock.

How to be organized, &c.

May acquire works now in operation.

SECTION 2. That the said company shall have power to lease, purchase or acquire the water works now in operation in the said borough of Nazareth, together with all the water pipes, stocks, reservoirs and fixtures, on procuring from the present owners release of their respective interest in and to the same.

Dividends.

SECTION 3. That the board of managers of said company shall declare dividends, payable semi-annually, of so much of the net profits of the company as shall appear to them advisable, not exceeding ten per cent.

President and managers authorized to levy protection tax.

Proviso.

Proviso.

Proviso.

SECTION 4. That the president and managers of the Nazareth water company shall be and are hereby authorized to lay and assess yearly, and every year, a tax, to be called a protection tax, upon the owner or owners of all lots having any building or buildings erected thereon within the borough of Nazareth: Provided, That no tax be laid or assessed on any lot having any building or buildings erected thereon not bounding on a street where a water pipe of the said company is laid opposite thereto or within four hundred feet of said pipe: Provided also, That each protection tax shall not exceed the sum of three dollars on a front not exceeding seventy feet: And provided further, That no such protection tax shall be laid and assessed on lots whose owners or occupiers pay water rents for the use upon said lots of the water furnished by the company.

SECTION 5. That the president and managers shall have power to appoint some suitable and competent person as col-

lector of water rents, to whom a warrant shall be issued by the president and countersigned by the secretary, authorizing and requiring him to demand and receive from the owners or occupiers of lots such water rents and protection tax as shall have been laid and assessed by authority of the board of managers, in the same manner and with like power and authority to enforce the collection of the same as is now or may hereafter be conferred by law upon the collector of county taxes; and the board shall have the right at all times to make such abatements and exonerations as to them shall appear just and reasonable.

President and managers may appoint collector of water rents.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 645.

An Act

Supplementary to an act, approved the twenty-second day of January, Anno Domini one thousand eight hundred and sixty-nine, extending the provisions of an act relating to costs in Luzerne county, approved the second day of April, Anno Domini one thousand eight hundred and sixty-three, to the county of Schuylkill, with a proviso.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the several provisions of the said act shall apply and be extended so as to include the costs of justices of the peace and constables in the said county of Schuylkill, in all prosecutions in which *nolle prosequi* has been entered by leave of court.

Provisions of act extended.

SECTION 2. That all such portions of existing laws as are inconsistent herewith be and the same are hereby repealed.

Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 646.

An Act

To incorporate the Shrewsbury and Railroad Station Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Frederick Helb, George Klinefelter, Jacob Gerber, Eli M'Donell, Major Noah G. Ruhl, Joseph Stenner, Christof Kolter, William D. Hartman, George P. Everhart, B. F. Kohler, Jacob S. Seitz, Henry Latimer, F. A. Hake, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Shrewsbury and Railroad Station Turnpike Road Company, with power to construct a turnpike road from the borough of Shrewsbury, in the county of York, to Shrewsbury station, on the Northern Central railroad, with privilege to extend the same from said borough of Shrewsbury to the borough of Stewartstown, in said county of York.

Title. Construction of turnpike authorized.

Capital stock. **SECTION 2.** That the capital stock of said company shall consist of five hundred shares of ten dollars each: *Provided,* That the said company may have the privilege, from time to time, by a majority of the stockholders voting, at a public meeting called for that purpose, to increase the capital stock so much as may be necessary in their opinion to carry out the true intent and meaning of this act.

Authorized to borrow money and issue bonds. **SECTION 3.** The said company shall have power to borrow such sum or sums of money, for the purpose of completing said turnpike road, as they may deem necessary, and to secure the same by a mortgage on their road and franchises; and shall have power to issue bonds, payable ten years after date, bearing interest at a rate not exceeding eight per centum per annum, with interest coupons attached, payable annually.

When gates may be erected and tolls collected. **SECTION 4.** That whenever said company shall have finished one mile or more of said road, they shall have power to erect gates and collect tolls thereon; and any person using or traveling on said road for any distance exceeding one-fourth of a mile, except persons going from one part of their farms to another, or persons going to or returning from funerals, or going to or returning from church on the Sabbath day, or persons whose land adjoins said turnpike road, shall be liable to pay toll for the same, according to the usual rates, notwithstanding they do not pass through a gate; and if upon demand they shall refuse to pay the same, it may be recovered in an action of debt before a justice of the peace, as debts of like amount are now by law recoverable.

What persons liable to pay toll

Commencement and completion **SECTION 5.** That if said company shall not commence the construction of said road within two years, and finish the

same within ten years thereafter, this act shall be null and void, except so far as may be necessary to settle up the affairs and pay the debts of the company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 647.

An Act

In relation to the fees of coroner of Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act in relation to the fees of the coroner of Allegheny county," approved the ninth day of March, Anno Domini one thousand eight hundred and sixty-seven, be and the same are hereby extended to the county of Lycoming.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 648.

A Supplement

To an act, entitled "An Act to raise, by taxation, bounties for volunteers in Butler county."

WHEREAS, In the several assessments made for the purpose of raising bounties in the township of Connoquenessing, But-

ler county, there appears to be from thirteen to fourteen hundred dollars more assessed for that purpose than is necessary to pay the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, the treasurer or any other person or persons in whose hands or custody said excess shall be, are required to refund to the said persons who paid said tax, as soon as practicable, in proportion to the amount by them paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 649.

An Act

To incorporate the Kingston and Wyoming Co-operative Association, in the county of Luzerne, for mercantile purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Kerr, Philip Edgar, S. D. Robbins, William Colley, John Heberling, H. Jenkins, A. Pool, William Norris, W. Marsden, T. B. Polen, S. R. Donahue, C. Stackhouse, A. J. Fairchild, and their associates, and such persons as shall become stockholders, be and the same are hereby made and constituted a body corporate and politic, by the name of the Kingston and Wyoming Co-operative Association, and by the said name they and their successors shall have perpetual succession, and shall be in law capable of suing and being sued, pleading and being impleaded in all courts and judicatories whatever, and also of contracting and being contracted with relative to the business and objects of the said corporation, as hereinafter declared; and they and their successors may have a common seal, and may change and alter the same at pleasure; and shall have power to purchase, rent or lease such real estate as may be necessary for the purpose of carrying on the business of the association, and in their corporate name to make and execute deeds of conveyance and other instruments of writing necessary in the transaction of the association.

Corporators.

Name.
Powers and
privileges.

SECTION 2. The capital stock of the association shall be one thousand dollars, with power to the stockholders to increase the same to one hundred thousand dollars, which may be divided into shares of five dollars each, for which certificates may be issued, signed by the president, countersigned by the treasurer and sealed with the common seal of the association, which certificates shall be transferable by the owner thereof, under such rules and regulations as the association may adopt, and the stockholders may limit the number of shares each person may hold, not exceeding one hundred shares to any one person. Capital stock.

SECTION 3. That the association shall have power, through its duly authorized agents, to carry on the business of general dealers, both wholesale and retail, to buy and sell all kinds of goods, wares, merchandise, produce, provisions, lumber, fuel and such other articles that may be necessary to carry on the business of general dealers, and to receive and sell goods on commission. Business.

SECTION 4. That when the sum of one thousand dollars shall have been subscribed to said association and paid in cash, there shall be an election held by the stockholders for five directors, who shall serve the association from the time of their election until the first Thursday of January thereafter ensuing, on which day, and annually thereafter, on the first Thursday of January, between the hours of five and twelve o'clock in the afternoon, of which three weeks' public notice shall be given, the election of the said directors shall be held; and the said directors shall elect one of their number president, to serve one year; the other officers of the association shall consist of a treasurer, financial secretary and recording secretary, who shall be elected by the stockholders; and their duties may be prescribed by the constitution and by-laws of the association; at all elections each stockholder shall have but one vote; if no election shall take place the association shall not for that cause be dissolved, but such election shall take place as soon thereafter as may be, giving three weeks' public notice as aforesaid, and the directors and officers shall hold over until their successors are elected. Election of directors.

SECTION 5. That the place of business of said association shall be in the borough or township of Kingston, Luzerne county, Pennsylvania, and shall have power to do business in adjacent boroughs and townships; and the stockholders and directors shall have power to adopt a constitution and by-laws, not inconsistent with the laws of the United States and of this commonwealth, and the same to alter, repeal or amend from time to time; and the stockholders shall have power to declare dividends of so much of the net profits of the corporation as shall appear to them advisable, on the first Thursday of January, April, July and October in each year, which shall be paid to the stockholders, on demand, ten days after the same shall have been declared. Officers.

SECTION 6. That the stockholders may, by their by-laws, impose any fine or penalty upon the officers or members of the association, for a violation of any of its by-laws or any article of its constitution, not exceeding fifty cents at any one time. Votes.

Failure to hold election at time appointed.

Place of business.

Constitution and by-laws.

Dividends.

Violation of by-laws, &c.

Individual liability.

SECTION 7. That the stockholders of said association shall be jointly and severally liable in their individual capacity for all debts and contracts made by said association, to the amount remaining unpaid on each share of stock held by them respectively, and also for all debts due mechanics, workmen and laborers employed by, or materials furnished to, said association, to be sued for and collected as provided by the twelfth, thirteenth and fourteenth sections of an act to incorporate the Lackawanna Iron and Coal Company, approved April fifth, one thousand eight hundred and fifty-three.

Bonus and taxes on dividends.

SECTION 8. That the said association shall pay a bonus to the state of one-half of one per centum on the capital stock as paid in, payable in two equal annual instalments, the first payment to be made within one year after the passage of this act, and shall also pay such tax on dividends as is or may be provided by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 650.

An Act

Authorizing the governor to appoint one additional notary public in the Fifteenth ward of the city of Philadelphia, one for the city of Scranton and one for the borough of Hazelton, county of Luzerne, and one for the Twenty-fourth ward, one for the Twenty-seventh ward, Philadelphia, one for Sharon, Mercer county, one for the county of Warren, and one for the Twentieth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to those now authorized by law, the governor is hereby authorized to appoint a notary public for the Fifteenth ward of the city of Philadelphia, and one for the city of Scranton and one for the borough of Hazelton, county of Luzerne, and one for the Twenty-fourth ward, Philadelphia, and one for the Twenty-seventh ward, Philadelphia, and one for the borough of Sharon, Mercer county, and one for

the Ninth ward, Philadelphia, one for the county of Warren, and one for the Twentieth ward of the city of Philadelphia.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 651.

An Act

To incorporate the Montgomery County Agricultural Society.

WHEREAS, Sundry citizens of the county of Montgomery have for many years past been associated for the promotion of agriculture and kindred arts, under the name of the Montgomery County Agricultural Society, and now desire to obtain and enjoy the powers and immunities of a corporation; therefore, Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William B. Roberts, Silas Cleaver, Lee Guaragues, George Kohl, Richard C. Shoemaker, Jay Cooke, Edwin Moore, John Styers, Charles Johnson, Henry Sharpless, Philip R. Freas, Samuel Noble, Edwin Satterthwaite, John M'Cann, Samuel S. Smith, James Loeser, Charles Stout, William A. Geckle, Charles Baeder, Charles F. Norton, Daniel Foulke, William P. Ellis, William West, Elwood Thomas, John J. C. Harvey, Daniel Shoemaker, A. J. Lewis, A. H. Carn, Henry Unger, Samuel S. Richards, E. H. Shearer, S. Powell Childs, Samuel Roberts, George Wolf, Lewis Styer, George W. Aiman, Seth Luksens and their associates, and all parties who may be the holders of the stock hereinafter mentioned, shall be and they are hereby constituted a body politic and corporate, in fact and in law, by the name, style and title of the Montgomery County Agricultural Society, to have perpetual succession, to be capable in law to sue and be sued, to have a common seal, and the same to alter and renew at pleasure, and to have power to make such by-laws for the regulation of their affairs as shall not be inconsistent with this charter and with the constitution and laws of the United States and of this commonwealth, and the same from time to time to change as they may deem expedient. Corporators.

Title.
Powers and privileges.

Objects.	SECTION 2. The objects of the society shall be to cherish and promote agriculture, horticulture and the domestic arts, and to disseminate scientific knowledge thereon.
Capital stock.	SECTION 3. The capital stock of the corporation shall not exceed thirty thousand dollars, divided into six thousand shares of five dollars each, and shall be exempt from all taxes except for state purposes.
Real estate.	SECTION 4. The corporation shall have power to purchase and hold such real estate situate in the county of Montgomery, not exceeding one hundred acres at any one time, as may be necessary for the purposes of their association, and to execute a mortgage or mortgages for the purchase money thereof, and shall have power also to sell and convey any of their real estate as they may from time to time deem best.
Property now held by society, legacies, &c., relative to.	SECTION 5. All the property now held by the society shall vest in the said corporation, and all legacies and donations heretofore made, or which shall hereafter be made to the said society, shall be held upon such terms, conditions and trusts, if any, as are or shall be prescribed by the original bequest or grant.
Stock.	SECTION 6. The stock of the society shall be considered personal estate, and shall be represented by certificates, under the seal of the corporation, attested by the president and secretary, and shall be transferable only on the books of the corporation.
Membership.	SECTION 7. Each stockholder shall become, by virtue of his stock, a member of the society, and shall cease to be such member upon the transfer of all his stock; at all elections each stockholder who shall have held his stock not less than thirty days immediately preceding such election shall be entitled to one vote.
Votes.	SECTION 8. The officers of the society shall be a president, two vice presidents, a treasurer, two corresponding secretaries, a recording secretary and an executive committee, composed of the above named officers and eight additional members; the said officers shall be elected annually by the votes of a majority of the members present at the stated meeting of the society, on the second Monday of February in each year, between the hours of one P. M. and four P. M., and in case no election is then made, then at such stated or special meeting thereafter as may be duly appointed, the persons so elected to continue in office until the next annual election and until others are chosen in their stead; in case a vacancy should occur by death, resignation or otherwise, it may be supplied by a new election, to be made at any stated meeting of the society; the duties of the officers shall be prescribed and fixed by the by-laws.
Officers.	
Election.	SECTION 9. The following persons shall be the officers of the society until the stated election to be held on the second Monday of February next, and until their successors shall be duly elected, to wit: William B. Roberts, president; Samuel Roberts and S. Powell Childs, vice presidents; Samuel L. Styer, corresponding secretary; Lewis Styer, recording secretary; Seth Lukens, treasurer, and Samuel S. Smith, Jesse Roberts, Jonathan Scott, Septimus Roberts,
Vacancies.	
Who to be officers until election.	

Richard Shoemaker, George Wolf, John M'Cann and Ellwood Thomas, executive committee.

SECTION 10. All meetings of the society and of the executive committee shall be held at the society's hall, in the county of Montgomery; the stated meetings of the society shall be held on the second Monday of the months of February, May, August and November; thirteen members shall form a quorum for the transaction of the business of the society, and five members of the executive committee shall be a quorum for the transaction of the business of that committee; and if a quorum should not be present at any meeting those present may adjourn to any future day they may deem proper.

Meetings of society and executive committee.

Quorum.

SECTION 11. No change of this charter shall be applied for, and no change of any by-law shall be made, unless such change shall first have been proposed in writing at a stated meeting, and approved by the votes of at least two-thirds of the members present at the next stated meeting thereafter: *Provided*, That such proposed change of either charter or by-law shall have been published in at least four newspapers of the county, once a week for four successive weeks immediately preceding the meeting at which such vote is to be taken.

Change of charter, relative to.

SECTION 12. No dividend shall be declared except at the annual stated meeting of the society, on the second Monday of May.

Dividends.

SECTION 13. Special meetings of the society may be called by the president, on request of the executive committee, by resolution, or at the request of ten members of the society in writing.

Special meetings of society

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 652.

An Act

To enable the overseers of the poor in the township of Pike, in the county of Potter, to contract for the support of their poor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the overseers of the poor of Pike township, in the county

of Potter, to contract with the commissioners of Tioga county for the keeping and support of the poor of said Pike township at the poor house of Tioga county: *Provided*, That the cost of keeping and supporting the said poor shall not exceed two dollars and twenty-five cents per week: *And provided further*, That nothing in this act shall be construed to alter or affect the general provisions of the poor laws in force in said township, except as herein expressly provided.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 653.

A Supplement

To an act relative to the records in the office of county surveyor in the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the proviso contained in the act of assembly, entitled "An Act relating to the records of the office of county surveyor in and for the county of Fayette," approved the fifteenth day of April, one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 654.

An Act

To incorporate the Davisville and Warminster Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Davis, A. T. Duffield, William Sprogell, Robert Beans, Samuel Delaney, Comly Hampton, William M'Dowell, Robert Walker, Stephen Yerkes, Harman G. Montauge, Jonathan Davis, Charles Harding, Ezra Carrall, J. J. Beans and William Glasgow, all of the county of Bucks, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Davisville and Warminster Turnpike Road Company, with all the powers and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto.

Commissioners.

Title.

Subject to.

SECTION 2. That the said company shall have power to locate and construct a turnpike road from Davisville to a point at or near the intersection of the Street road with the York road, in Warminster township; and that they shall have power to lay out a road forty feet in width, on or near the bed of the present traveled road, and that not less than sixteen feet in width of the said road, so laid out, shall be made of stone or other hard material.

Construction of turnpike authorized.

Width.

SECTION 3. That the capital stock of said company shall consist of three hundred shares, of twenty-five dollars per share: *Provided*, That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as may necessary, in the opinion of the majority of the said stockholders, to carry out the true intent and meaning of the said act.

Capital stock.

SECTION 4. That the supervisors of the township of Warminster, in said county of Bucks, are hereby authorized and empowered to subscribe for the capital stock of said company, in the manner prescribed by the provisions of the seventh and eighth sections of the act, entitled "An Act to authorize the construction of a toll-bridge over the river Schuylkill, at or near Windsor Haven, in Berks county, and for other purposes," approved the fifth day of April, one thousand eight hundred and forty-two.

Supervisors, Warminster township, Bucks county authorized to subscribe for capital stock.

SECTION 5. That the said company shall have power to put up a gate or gates, and to levy and collect tolls from persons using said road, at rates prescribed in the act regulating turnpike and plank road companies, as soon as they shall have completed one mile of said road.

Tolls.

Commence-
ment of road.

SECTION 6. That the said turnpike road shall be commenced within three years from the date of the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 655.

An Act

To authorize the governor to appoint an auctioneer for the borough of White Haven and Foster and Denison townships, in Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Governor au-
thorized to ap-
point auction-
eer.

Residence.
Term.

To pay certain
amounts into
county treasury

That the governor be and is hereby authorized and empowered to appoint an auctioneer for the district composed of the borough of White Haven, Foster and Denison townships, in Luzerne county, who shall reside in the district, and receive his appointment for the term of three (3) years, and pay into the county treasury, to be applied to the account of the treasurer of the commonwealth, the sum of twenty-five (\$25) dollars; and he shall also pay into the same place, to be applied to the same account, one per centum on all sales of more than ten thousand dollars.

Sales by auc-
tioneer, relative
to

SECTION 2. The said auctioneer shall be authorized to make such sales, and at such places in said district as he may select, of all kinds of goods, wares, merchandise, tenements and property, whether the said goods, wares, merchandise, tenements and property be his own or other parties, who desire the sale of the same.

May appoint
deputy.

SECTION 3. The aforesaid auctioneer is hereby empowered to appoint a deputy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 656.

A Supplement

To an act, entitled "An Act relative to roads in Darlington township, in the county of Beaver," approved March third, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to roads in Darlington township, in the county of Beaver," approved March third, Anno Domini one thousand eight hundred and seventy, be and the same are hereby extended to Big Beaver township, in the county of Beaver.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 657.

An Act

To regulate medical practice in certain counties of this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of April, Anno Domini one thousand eight hundred and seventy, it shall be unlawful for any person to commence or continue the practice of medicine or surgery in the counties of Dauphin, Chester, Carbon, Luzerne, Mercer, Erie, Blair, Bradford, Sullivan, Crawford, Beaver, Monroe, Washington, Venango, Lycoming, Huntingdon, Schuylkill, Lawrence, Somerset, Philadelphia, York, Union and Adams, who has not graduated with the degree of doctor of medicine, and received a diploma from a chartered medical school or other institution authorized to grant medical diplomas: *Provided*, That the provisions of this section shall not apply to persons who have been ten years in continuous regular practice in said county, though they may not have gradu-

Who may practice medicine or surgery.

ated as aforesaid, nor to persons who are reading medicine under the control and instruction of a physician or surgeon who has the qualification to practice prescribed by this section, when such persons have the assent of such preceptor to practice: *Provided however*, That such student shall not locate any office or business station outside the usual office of his preceptor.

Transient practice regulated.

SECTION 2. Any person who shall attempt to practice medicine or surgery, by opening a transient office in the aforesaid counties, or who shall, by handbill or other form of written or printed advertisement, assign such transient office, or other place, to meet persons seeking medical or surgical advice or prescription, shall, before being allowed to practice as aforesaid, appear before the clerk of the courts of the county, and shall furnish satisfactory evidence to such clerk of the courts that the provisions of section one of this act have been complied with, and shall, in addition, take out a license for one year, by payment of a license fee, for the use of the county, of two hundred dollars: *Provided*, That the provisions of this act shall not apply to dentists: *And provided further*, That physicians or surgeons commencing practice in any of the aforesaid counties, with the intention of remaining permanently therein, shall not be subject to the provisions of section one of this act.

Penalty for violating provisions of act.

SECTION 3. If any person shall violate any of the provisions of this act, every such person shall be guilty of a misdemeanor, and on conviction thereof shall be fined in a sum not exceeding five hundred dollars, or less than two hundred dollars, or imprisoned not exceeding six months, at the discretion of the court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 658.

An Act

To authorize the school directors of the borough of Kennett Square, in Chester county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of the borough of Kennet Square, in the county of Chester, be and they are hereby authorized to borrow any sum of money, not exceeding two thousand dollars, for the purpose of completing the erection of a school house in said borough, at a rate of interest not exceeding six per centum per annum, and issue bonds therefor in such sums as the directors may deem proper and expedient.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 659.

An Act

To authorize the overseers of the poor in Fox township, Sullivan county, to levy a tax upon unseated lands in said township for poor purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the overseers of the poor in the township of Fox, in the county of Sullivan, are hereby authorized and empowered to levy a tax upon the assessed value of unseated lands in said township, at the same rate per centum, for the support of the poor in said township, which they levy upon the assessed valuation of other property for the support of the same, and issue duplicates, with their warrant attached, under the same rules and regulations as such taxes are now collected in said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 660.

An Act

To authorize the Port Carbon school district, in Schuylkill county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the common schools in and for the district of the borough of Port Carbon, in the county of Schuylkill, be and they are hereby authorized and empowered to borrow money for and toward the erection of a school house or houses in said district, not exceeding the sum of fifteen thousand dollars, and to issue therefor, on the credit of the district, a bond or bonds, of not less than one hundred dollars each, bearing interest at a rate not exceeding seven per cent. per annum, exempt from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 661.

An Act

To repeal an act relative to the purchase of a law library in Fayette and Northumberland counties, approved thirteenth of February, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to the purchase of a law library in Fayette and Northumberland counties," approved the thirteenth day of February, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby repealed; and all fines or sums of money which have accrued from convictions or sentences in said counties since the thirteenth day of February, Anno Domini

one thousand eight hundred and sixty-nine, shall be paid to the several school districts in said counties, in the same manner as was provided by law previous to the passage of the act of the thirteenth day of February, Anno Domini one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 662.

A Supplement

To an act for the laying out of a road from Corsica, in the county of Jefferson, by the way of Greenville, to the borough of Curllsville, in the county of Clarion, approved April fourth, one thousand eight hundred and sixty-eight.

WHEREAS, In pursuance of an act of assembly of the commonwealth of Pennsylvania, approved the fourth April, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act for the laying out of a road from Corsica, in the county of Jefferson, by way of Greenville, to the borough Curllsville, in the county of Clarion," the commissioners appointed by said act laid out the said road, but in doing so departed from the provisions of the second section of said act, and did not lay the same out as near to a straight line between the points of said road as the nature of the ground and circumstances would permit, and unnecessarily made the vertical departure from a horizontal line at several places exceed five degrees; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the court of quarter sessions of the county of Clarion, on the petition of ten citizens along the line of the state road, laid out by the commissioners appointed in pursuance of the terms of the act to which this is a supplement, appoint viewers to review the same as if the said road was actually opened, and to proceed in the same manner as now provided by law for the review of public roads: *Provided*, That said court is hereby empowered and authorized

to confirm any view or review heretofore made, after notice to parties interested and after a hearing in open court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 663.

An Act

To an act, entitled "An Act giving the new wards in the city of Allegheny, in the county of Allegheny, the right to compensation from the old wards, out of which they were created, for school property in such old wards or districts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act, approved on the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act giving the new wards in the city of Allegheny, in the county of Allegheny, the right to compensation from the old wards, out of which they were created, for school property in such old wards or districts," shall apply equally to that portion of the township of M'Clure that has been or may be hereafter annexed to the city of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 664.

A Further Supplement

To an act incorporating the Blockley and Merion Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Blockley and Merion Plank Road Company have authority to levy and collect on their road the same rates of tolls, in proportion to the distance traveled, as have the Philadelphia and Lancaster Turnpike Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 665.

An Act

Supplementary to an act, entitled "An Act authorizing and providing powers and means for the conversion of the common grounds of the city of Allegheny into public parks."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that portion of the seminary purchased in the city of Allegheny, which has not been disposed of by the said city by perpetual lease, be and the same hereby is appropriated and set apart to the use of the public as a portion of the public park of said city. Portion of seminary appropriated for park.

SECTION 2. The councils of said city are fully authorized and empowered to further extend the boundaries of said public parks so as to include any land or pieces of land lying in, adjoining or in the vicinity of said seminary purchase. Councils authorized to extend boundaries of parks.

SECTION 3. Whenever and as often as the councils of said city shall deem it advisable to extend the boundaries of said public parks, as provided for in section second of this act, it To declare their intention to extend boundaries

Park commission may negotiate with land owners.

shall be their duty to declare their intention so to do, specifying therein the property to be taken; whereupon the park commission of said city may, if they think it advisable, negotiate with the owner or owners of any land or pieces of land to be taken, and if a fair and reasonable valuation for said land or pieces of land can be agreed on with the owner or owners thereof, it shall be the duty of said commission to report the same to said councils; whereupon the said councils may accept or reject the said valuation.

District court authorized to appoint viewers to view and appraise lands in certain cases.

SECTION 4. In case the said park commission shall not consider it advisable to negotiate with the owner or owners of said land or pieces of land, or a valuation cannot be agreed upon, or when agreed upon may be rejected by councils, it shall be lawful for the district court of Allegheny county, upon petition made to said court on behalf of said city, to appoint three (3) disinterested freeholders, citizens of said county, as viewers, and to appoint a time, not less than ten (10) nor more than twenty (20) days thereafter, when said viewers, or a majority of them, shall meet upon the premises, and having been first duly sworn or affirmed to faithfully discharge their duties, proceed to view and appraise the land or pieces of land proposed to be taken; of which meeting notice shall be given at least ten (10) days before the time appointed, by advertisement in the official newspaper or newspapers of said city, and also by handbills posted in the vicinity of the premises proposed to be taken.

Notice of meeting of viewers to be given.

Duties of viewers.

SECTION 5. Said viewers, having viewed the premises, shall estimate and appraise the property to be taken, taking into consideration, in said valuation and appraisement, the probable advantages and benefits, as well as disadvantages, which any owner or owners will be likely to sustain by reason of the proposed extension of said public parks; they shall cause to be made, by the city engineer of said city, a plot of the proposed extension, indicating its location, and the location, size, boundaries and improvements of the property to be taken, with the name or names of the owner or owners, as nearly as the same can be ascertained; they shall prepare a statement showing the amount of damage allowed to each owner or owners; they shall give ten (10) days' notice, by handbills to be posted in the vicinity of the premises proposed to be taken, of a time and place when said plot and statement may be seen, and when they will hear any complaints or evidence on the subject; and after making any corrections or modifications they may deem necessary or just, they or a majority of them shall within ten (10) days thereafter, file their report in the district court of said county, and if no exceptions be filed thereto within fifteen (15) days thereafter, the same shall become absolute and binding upon all parties; but if exceptions shall be filed within the time aforesaid by either party, the said court shall take such action on the premises as they may think right and proper, and shall have power to hear evidence to modify, correct or approve said report, or may direct an issue in such form as may be deemed advisable, and try the same before said court and a jury: *Provided*, That if exceptions be filed to the award of said viewers, by any owner or owners of land so taken, and said owner or owners shall not recover a greater sum than the

Exceptions to report of viewers.

amount of the award, with interest, then and in that case such owner or owners shall pay all costs that may have accrued subsequent to the filing of said exceptions.

SECTION 6. When the report of viewers shall have been made and filed, as aforesaid, the park commission of said city may tender the amount of the appraised value of the land or piece of land to the owner or owners, his, her or their agent or representative, or pay the same into court; and said park commission may thereupon take possession of, use and occupy the land or pieces of land so appraised as a part of the said public parks.

Upon report made, park commission may tender amount of appraised value of land, &c.

SECTION 7. When the valuation as agreed upon between the park commission and the owner or owners of any land or pieces of land, proposed to be taken, shall have been accepted by councils and paid, or when final judgment shall have been given in any case, and the appraised value of said land or pieces of land thereby determine, and the amount of said appraisement paid or tendered to the owner or owners, his, her or their agent or representative, or paid into court, the title to said land or pieces of land shall become vested in said city for public parks.

When title to land proposed to be taken to become vested in city.

SECTION 8. The said councils are hereby authorized and empowered, on the recommendation of the said park commission, by ordinance, to vacate or alter, by decreasing the width or otherwise, any street, way or alley, adjoining the exterior of said public parks hereby authorized to be made; and all streets, ways and alleys laid out in a plan of said seminary purchase heretofore recorded, and not now in use as highways are hereby vacated.

Councils may vacate streets or alleys adjoining parks.

SECTION 9. That for the purpose of paying for and improving said public park, a sum not exceeding one hundred thousand dollars is hereby authorized to be expended; and it shall be the duty of the councils of said city from time to time, upon the requisition of the park commission of said city, or the controller of said city, to issue municipal bonds, free from state taxation, bearing interest not exceeding seven (7) per centum per annum, to an amount not exceeding one hundred thousand dollars, (\$100,000;) the said bonds shall mature yearly on and after one thousand eight hundred and seventy-eight, in sums not exceeding twenty thousand dollars; they shall be consecutively numbered, and shall be designated "second issue city park bonds," and they shall be issued to the said commission by the controller upon their requisition.

\$100,000 may be expended for park purposes.

Councils to issue bonds.

SECTION 10. It shall be the duty of said park commission, or a majority of them, after being duly sworn, to assess an amount equal to the interest payable yearly on said bonds, and in addition thereto, on the year in which the first of said bonds shall become due, and yearly thereafter until the same are fully paid, the sum of twenty thousand dollars, (\$20,000,) which said assessment shall be made and collected as provided in the act to which this is a supplement.

Park commission to make assessments to pay interest and principal of bonds.

SECTION 11. It shall be the duty of the treasurer of said city yearly to add to his assessment, for park bonds heretofore authorized to be issued, a sum sufficient to pay the interest on all the bonds outstanding and authorized herein, and upon

Duty of city treasurer.

the year in which said bonds authorized herein begin to fall due, and yearly thereafter until the same are fully paid, the sum of twenty thousand dollars for the payment thereof, in addition to said interest.

How moneys received by treasurer to be applied.

SECTION 12. All moneys received by said treasurer from said assessment shall be applied to the payment of interest on all of said bonds outstanding, and to the redemption of any of said bonds maturing during the year in which the moneys were received.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 666.

An Act

Increasing the pay of witnesses, referees and township auditors of Jefferson county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the witnesses attending the several courts in said county of Jefferson shall receive one dollar per day, and their mileage shall be five cents circular, and before a justice of the peace, seventy-five cents per day and the same mileage; and that each referee in justice cases shall be one dollar, and in damage cases one dollar and fifty cents per day, and in each case the mileage shall be five cents circular; and township auditors shall receive one dollar and fifty cents per day.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 667.

An Act

To incorporate the Ligonier and Derry Station Turnpike Road Company, with power to construct a turnpike road from the Greensburg and Stoystown turnpike, at a point on or near Coal Pit run, Westmoreland county, to Derry station.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Thomas Herrod, Thomas G. Stewart, James L. Toner, James Gallagher, Joseph Huston, J. S. Speelman, Hiram Yealy, James Cole, John Sallman, Francis Smith, R. M. Graham, Hiram Boucher, William M'Curdy, John M'Farland, Michael Keffer, Alexander Carnes, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name and style of the Ligonier and Derry Station Turnpike Road Company, with power to construct a turnpike road from the Greensburg and Stoystown turnpike, at a point on or near where Coal Pit run crosses the said Greensburg and Stoystown turnpike, in Ligonier township, Westmoreland county, by the most practicable route, to Derry station, in said county, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto: *Provided*, That said company shall be authorized and empowered to erect a gate and collect tolls on said road when three miles are completed; and the rates of toll for three miles shall not exceed the amount of tolls authorized to be charged and collected for five miles, by the thirteenth section of said act regulating turnpike and plank road companies: *And provided further*, That whenever the whole distance of said road is completed, then the rates of toll authorized by the said act regulating turnpike and plank road companies, and no more, shall be charged and collected by said company.

Commissioners.

Name.

Construction of
turnpike au-
thorized.

Subject to.

When gates
may be erected
and tolls col-
lected.

Rates of toll.

SECTION 2. That the capital stock of said company shall consist of four hundred shares at twenty-five dollars each: *Provided*, That said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to complete the road and to carry out the true intent and meaning of this act.

Capital stock.

SECTION 3. That if said company shall not commence the construction of their road within three years, and complete the same within eight years from the passage of this act, it shall be null and void, except so far as the same may be necessary to settle up the affairs of said company.

Commence-
ment and com-
pletion.

SECTION 4. That the said company be and are hereby au-

May construct
road on beds of
roads now open-
ed.

thorized to construct their road on the site or bed of any road now opened where the same may be deemed necessary: *Provided*, That no road of an incorporated company shall be so appropriated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 668.

An Act

To repeal the act relative to turnpike and plank road companies in the city of Philadelphia, approved twenty-fourth of March, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act approved twenty-fourth of March, one thousand eight hundred and sixty-nine, entitled "An Act relating to turnpike and plank road companies in the city of Philadelphia," is hereby repealed, so far as relates to the Perkiomen Turnpike Road Company through Germantown.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 669.

An Act

To reduce the charter of the city of Allegheny and the several acts amendatory thereof into one act, and to revise the same.

CHAPTER FIRST—INCORPORATION.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the inhabitants of the city of Allegheny, in the county of Allegheny, as the same extends and is now incorporated, under the name and style of the mayor, aldermen and citizens of Allegheny, are hereby constituted a corporation and a body politic, under the name and style of the city of Allegheny, and by the same name shall have perpetual succession, and they and their successors, by such name, shall at all times forever be able and capable in law to have, purchase, receive, possess and enjoy lands, tenements and hereditaments, liberties, franchises and judicatories, goods, chattels and effects to them and their successors forever, or for any other or less estate, and the same lands, tenements, hereditaments, goods, chattels and effects, by such name to grant, bargain, sell, alien, convey, mortgage, pledge, encumber or dispose of at their will and pleasure, and by the same name shall be able and capable in law to sue and be sued, plead or be impleaded and defend in all courts of record and elsewhere, in all manner of suits, actions, causes, complaints, matters or things that to the said city, as a body politic and corporate in law and in fact, shall and may appertain, and for that purpose shall have and use a common seal, and the same from time to time may change, alter, deface and make anew.

Inhabitants
constituted a
body politic.

Name.

Powers and
privileges.

SECTION 2. The corporate limits and jurisdiction of the city of Allegheny shall embrace and include all the territory being within the wards as they are now constituted and bounded and form the city of Allegheny as now incorporated, under the name of the mayor, aldermen and citizens of Allegheny.

Corporate limits
and jurisdiction

CHAPTER SECOND—OFFICERS, THEIR ELECTION AND APPOINTMENT.

SECTION 1. The municipal government of the city shall be vested in one principal officer, to be styled the mayor, and two boards of councilmen, to be denominated the select and common councils, together with such other officers as are in this act named or may be created by councils under authority of this act; and said municipal government shall exercise such powers and privileges and be subject to such restrictions as are granted and prescribed in this act and such previous acts as are not re-enacted, repealed or supplied by this act.

Municipal gov-
ernment, in
whom to be
vested, &c.

SECTION 2. The wards of said city shall be respectively represented in select council by two representatives chosen to serve for the period of two years each.

Representation
in select council

Representation
in common
council.

SECTION 3. The several wards of said city shall be respectively entitled to one representative in common council for every five hundred and seventy-five resident taxables, to serve as common councilmen for the period of one year: *Provided*, That each ward shall have at least two members of common council: *And provided further*, That if in any ward there shall be an excess above two-thirds of the said number of taxables, such ward shall be entitled to a representative for such excess.

Mayor and pres-
idents of coun-
cils to appor-
tion representa-
tion of wards in
common coun-
cil.

SECTION 4. That the mayor and presidents of councils shall constitute a commission, whose duty it shall be prior to the first regular municipal election after the passage of this act, and triennially thereafter, to apportion the representation of the several wards in common council, on the basis provided in section third, from the list of resident taxables of each ward returned by the assessors last previous to such meetings of said commission.

Present select
councilmen to
serve out terms
for which elect-
ed.

SECTION 5. That the present representatives of the various wards in select council shall respectively serve out the term for which they were elected as fully, and with like effect, as if elected under the provisions of this act.

Terms of select
councilmen reg-
ulated.

SECTION 6. When two select councilmen are to be chosen to represent any one ward at the same election, the one having the highest number of votes shall be entitled to the two year term, and the candidate having the next highest number of votes shall be entitled to the one year term.

Cases of tie votes
in elections for
councilmen.

SECTION 7. In case two or more candidates for either select or common council receive an equal number of votes, and in consequence there is no election, the respective councils shall determine by lot which of the candidates receiving an equal number of votes shall represent the ward, and in select council which candidate shall be entitled to the long term.

Qualifications
of councilmen

SECTION 8. No one shall be entitled to represent a ward in select or common councils except a citizen of the ward he represents, and in case of removal from the ward, his seat shall be declared vacant and a new election ordered to fill the unexpired term; the qualification of a common councilman shall be that of a representative, and of select councilman that of a senator of the commonwealth.

Elections for
municipal and
ward officers,
when to be held.

SECTION 9. The regular elections for mayor, councilmen, municipal and ward officers shall be held on the second Tuesday of December in each and every year: *Provided however*, That the next election for mayor shall occur on the second Tuesday of December, one thousand eight hundred and seventy-one, and thereafter every third year.

Elections, by
whom to be
held, &c.

SECTION 10. That all elections in said city shall be held in each ward by the judges, inspectors and clerks appointed to hold the general elections, who shall meet within their respective wards at the place designated by councils, and shall proceed to hold and conduct such elections according to act of assembly, approved July second, one thousand eight hundred and thirty-nine, and its supplements; that the qualified voters of said city shall meet together in their respective wards, at such time and places, to elect the officers authorized by this or other acts of assembly; and the manner of

voting shall be by tickets printed or written, or partly printed or partly written, severally classified as follows, viz: One ticket shall embrace all city officers voted for, and labelled "city;" one ticket shall embrace the names of all candidates for city councils and be labelled "councils," and one ticket shall embrace the names of all candidates for school directors, and all ward officers to be voted for, and be labelled "ward;" each class of tickets shall be deposited in a separate ballot-box; when the election shall be closed, and the number of votes for each candidate voted for in the respective wards shall be counted and ascertained, the judges authorized to hold and conduct such elections shall within twenty-four hours thereafter meet together at the city hall of said city, and shall prepare, under their respective hands and seals, a return thereof, containing the names of persons voted for for mayor and other officers, with the number of votes for each of them, and designating who are elected, and shall forthwith give a notice in writing to the officers elect of their election, and shall file the original returns with the mayor of said city; and the said judges shall appoint one of their number whose duty it shall be to deliver a true copy of said return, under seal, to the mayor of said city within three days after said election, and by him be delivered to councils upon the day of their organization: *Provided however*, That the returns for councils shall be made separate, and endorsed "select council" or "common council;" and the select and common councils shall, on the date of their organization, and after the respective councils are organized, meet in joint session to examine the election returns for mayor or other city officers, and to hear all remonstrances and objections to the same, and judge and determine thereon, and to declare the person qualified having the greatest number of votes to be legally elected; and in cases where the election has been unfairly or illegally conducted, or the number of illegal votes given may render the result doubtful, shall have power to set the same aside and order a new election, giving notice thereof as in case of other elections; and the respective councils shall have full power to vacate the seat of any of their own members for misbehavior, neglect of duty or other misdemeanor, and to order new elections for the same, and so in like manner, as often as occasion may require, on the death, resignation or inability of a member or members of said councils or other officers; and it shall be the duty of the mayor of said city to give at least ten days' notice of the time and places of holding elections authorized by this act, by proclamation in the public papers or by handbills posted up at the most conspicuous places within the boundaries of said city.

Manner of voting.

How tickets to be classified and labelled

Returns of elections.

Councils to meet and examine returns.

May set aside elections in certain cases.

May vacate seats of members for misbehavior, &c., and order new elections.

Mayor to give notice of elections.

When councilmen elect to meet and organize.

Each council establish rules, &c.

Qualifications of voters.

SECTION 11. That the councilmen elect shall, on the first Tuesday following the first Monday of January in each year, assemble at their council rooms and shall organize their respective councils; each council shall separately determine and establish rules of their proceeding, and be the judge of the election returns and qualifications of its own members.

SECTION 12. That all persons qualified to vote for state or county officers, and who shall have paid a city tax within a

year previous, shall be entitled to vote at all elections held in and for said city; and it shall be the duty of the city treasurer to furnish election officers a printed list of persons who have not paid a tax within a year previous.

Duty of treasurer.

Councilmen to be sworn.

SECTION 13. On the day of organization the president of each council shall be sworn or affirmed, by a member thereof, to perform his duties with fidelity, and he shall immediately thereafter administer the same obligation to each member.

Officers to be chosen by councils, of whom to consist.

SECTION 14. The other officers of said city, to be elected by councils, shall consist of a treasurer, controller, engineer, solicitor, superintendent of water works, and such other officers as councils may from time to time deem necessary and by ordinance create.

Election of officers by councils, time of, &c.

SECTION 15. The election of officers by council shall be at a time fixed by ordinance, and shall be by a *viva voce* vote; and a concurrence of a majority of the whole number of members present shall be required, and the result shall be recorded in the journal of proceedings; the salaries of said officers, their duties and term of service, not less than one nor more than three years, to be fixed and designated by councils, by ordinance, except wherein the same are specially fixed and determined in this act; officers elected or appointed to fill vacancies shall respectively hold for the unexpired term only, and until the election or appointment and qualification of their successors: *Provided*, That ten days be allowed retiring officers to prepare papers and unfinished business, to be handed over to their successors in office.

Salaries, &c.

Terms of officers to fill vacancies.

Mayor to be sworn.

SECTION 16. That before entering upon the duties of his office the mayor elect shall be sworn or affirmed, in the presence of councils, by the chairman or any member of council, to support the constitution of the United States and the constitution of this commonwealth, and to use fidelity in the discharge of his duties as mayor.

Vacancy in office of mayor.

SECTION 17. That in case of a vacancy in the office of mayor, from any cause whatsoever, it shall be filled or supplied by a new election for the remainder of the term of office, to be held within thirty days thereafter, as councils shall designate, of which election the mayor for the time being shall give notice as in other elections; and until such vacancy is filled by a new election, councils shall appoint a mayor to act *pro tempore*.

Meetings of councils to be public, &c.

SECTION 18. The meetings of said councils for the transaction of business shall be public, and at such time and place as, by ordinance duly passed, shall be fixed for that purpose.

Aldermen, number of, &c.

SECTION 19. Two aldermen shall be elected for each ward, under the provisions and regulations of an act, entitled "An Act for the election of aldermen and justices of the peace," approved June twenty-first, one thousand eight hundred and thirty-nine, who shall hold their offices for the time inscribed by the constitution, and shall have respectively and severally all the powers, jurisdictions, authorities, fees and perquisites of justices of the peace of this commonwealth: *Provided*, That no election shall be held under this act for aldermen until a vacancy occur by death, removal, expiration of term of service or in other manner whatsoever it shall become necessary.

SECTION 20. The citizens of each ward shall elect constables annually, according to the provisions of the various acts of assembly of the commonwealth relative to constables.

Constables, election of.

SECTION 21. That all the officers of the said city, whether created by this act or by ordinance, shall, before entering upon discharge of their duties, give bond with security approved by the president of select council, in such sum as may be fixed by council, conditioned for the faithful discharge of their duties; all officers shall render their accounts once a year to councils, and such accounts shall be published.

Officers to give security.

SECTION 22. That select and common councils shall have power from time to time to change the boundaries of wards and create new wards; that the wards of the said city as now created and bounded shall remain the same after the passage of this act and as if it had never been passed, and so remain until changed by councils by virtue of the authority herein granted; councils are authorized to fix the place of holding all general and city elections for said wards, and to divide any wards into election precincts and change the same as often as convenience may require; and it shall not be lawful for any citizen to vote at any of the said elections except within the ward wherein he resides.

Councils may change boundaries of wards, and create new wards.

May fix places for holding elections, &c.

SECTION 23. That the qualified electors of each and every ward shall elect at the regular election, each and every year, two inspectors and one judge of elections and assessors, as prescribed by the several acts and supplements of this commonwealth in relation thereto.

Inspectors, judges and assessors, election of.

SECTION 24. That the mayor shall be elected for a term of three years, and shall be ineligible to said office for three years next ensuing after expiration of term for which he was elected: *Provided however*, That the present incumbent shall not be ineligible after expiration of his present term of office for the term next following.

Mayor, term of, &c.

SECTION 25. That any officer elected by the people or by councils, for whose removal from office no other provision has been specially provided, either in this or any other act of assembly, may be removed from such office by a vote of two-thirds of all the councilmen: *Provided*, That no officer be removed except for cause, nor unless furnished with the charges and heard in his defence; and councils shall have power to compel the attendance of councilmen and witnesses, and production of papers when necessary, for the purposes of either party or parties in such trial, and shall proceed to hear and determine upon the merits of the case; and if such officer neglect to appear and make answer to such charges, then councils may declare the office vacant.

Removals from office.

SECTION 26. That no alderman of said city, nor any person holding an office of trust or profit under the laws of this commonwealth, or the ordinances of the select and common councils, the emoluments whereof are paid out of the treasury of said city, shall be competent to serve as a member of councils.

Incompatibility

CHAPTER THIRD—POWERS AND DUTIES OF COUNCILS.

SECTION 1. That councils shall meet, after organization, at such time and place as they shall by resolution direct; a ma-

Time and place of meeting of councils.

Quorum.

majority of the members shall constitute a quorum in either branch for transaction of business.

Councilmen not to receive compensation, be interested in city contracts, &c.

SECTION 2. No member of select or common council shall, during the period for which he was elected, receive any compensation for his services, or be appointed to or competent to hold any office of which the emoluments are paid from the city treasury, or by fees directed to be paid by any act or ordinance, or be directly or indirectly interested in any contract, the expenses or consideration whereof are to be paid under or by authority of any law, ordinance or resolution of said city, or in any wise interested in the sale or furnishing any supplies or materials to and for the use of said city, or receive any reward or gratuity from any one interested in the sale or furnishing of any supplies or materials to and for the use of said city; and any member violating any of these provisions shall forfeit his membership, and shall be held guilty of a misdemeanor, and on conviction thereof be sentenced to pay a fine not exceeding five hundred dollars.

Stated and special meetings of councils.

SECTION 3. Councils shall hold stated meetings, and the president may call special meetings, by notice to the members of their respective councils.

Re-considering votes at special meetings, relative to.

SECTION 4. No vote of council shall be re-considered or rescinded at a special meeting, unless at such special meeting there be present as large a number of councilmen as were present when such vote was taken.

Authorized to make laws, &c.

SECTION 5. Said councils shall have full power and authority to make, ordain, constitute and establish such and so many laws, ordinances, regulations and constitutions, provided the same shall not be repugnant to the laws and constitution of the United States or of this commonwealth, as shall be necessary or convenient for the government and welfare of said city, and for enforcing the powers conferred by this act; and all other acts not hereby repealed, re-enacted or enlarged, and the same to enforce by fines and penalties, and put into execution by constables and other proper officers, whom they shall have power to appoint, and at their pleasure to revoke, alter and make anew, as occasion may require.

Laws, ordinances, &c., to be published and recorded.

SECTION 6. That a knowledge of said laws, ordinances, regulations and constitutions may at all times be had and obtained, such and so many of them as shall not be published in one or more of the public newspapers, or in such other way as councils may direct, within fifteen days after their being severally passed, ordained or established, and also recorded in the office of recorder of deeds in and for the county of Allegheny, (who shall keep a separate book for the purpose, and shall be allowed and paid therefor at the same rate as are allowed by law for recording deeds,) within thirty days thereafter, shall be null and void; and before any of said laws, ordinances, regulations and constitutions shall be so recorded, the publication thereof respectively, with the times thereof, shall be proved by the oath or solemn affirmation of some credible person, which said oath or affirmation shall be recorded therewith, and at all times be deemed and taken as sufficient evidence of the time of such publication.

SECTION 7. The councils shall have power, within the city

limits, to prevent injury and annoyance from any business, occupation or anything dangerous, offensive or unhealthy; and to cause any nuisance to be abated; to regulate the transportation, storage and keeping of gunpowder, or other dangerous combustibles, and to provide or license magazines for keeping the same; to prevent or punish fast or immoderate riding or driving of horses, or the sale of horses or domestic animals at public auction, on the public highways, or driving or propelling vehicles through the streets; to restrain or regulate the running at large of cattle, horses, swine, sheep or other animals, and to authorize the distraining, impounding and sale of the same, for the penalty imposed by any ordinance or regulation thereof, and the cost of proceedings to prevent the running at large of dogs, and injuries and annoyances therefrom, and to authorize the destruction of the same when at large contrary to any lawful prohibition; to regulate the transportation of articles through the streets, and to prevent injuries to streets and bridges from overloaded vehicles; to establish and regulate markets, and prevent forestalling and re-grating of the same; to provide for the measuring or weighing of hay, lumber, wood, coal, lime or any other article for sale; to prevent obstructions in streets or side-walks; to prevent any riots, noise, disturbance or disorderly assemblages, and to punish those engaging therein; to suppress and restrain disorderly houses, houses of ill fame, billiard tables, nine or ten-pin alleys, ball alleys and gambling houses and tables, and to authorize the destruction of all instruments or devices used for the purpose of gaming; and to protect the property of the corporation and its inhabitants, and to preserve the peace and good order therein; shall have power to assess, apportion, levy and collect, each year, such tax as may be necessary for the purposes of corporation, on all descriptions of property made taxable by laws of this commonwealth.

Power to prevent injuries, abate nuisances, &c.

SECTION 8. The corporation shall have power to provide for the safe and regular building of houses, stores, manufactures and other buildings within its limits, and to regulate and prevent the erection of any building that may be deemed unsafe or dangerous, or which may not be sufficiently guarded against damage by fire, or which may be for the purpose of maintaining and carrying on therein any business that may be obnoxious, dangerous, annoying or damaging to citizens or property, under such regulations as may be by ordinance directed.

Erection of buildings.

SECTION 9. Councils may regulate or prohibit the erection of wooden buildings.

Wooden buildings.

SECTION 10. Councils shall have power to provide for a supply of water by the construction and regulation of wells, pumps, cisterns, reservoirs or water-works; to prevent and punish injuries to the works, and the waste or pollution of the waters; and for the purpose of establishing water-works, or for supplying the same with pure water, the corporation may go beyond its territorial limits, and its jurisdiction; to prevent or punish any injury to the water-works or pollution to the stream or source of water shall extend beyond its corporate limits.

Supply of water.

Injuries to works, &c.

Interments.

SECTION 11. Councils shall have power to prevent the burial of the dead within any or such part or districts of its territorial limits as it may deem necessary for the health of its inhabitants: *Provided*, That interments within the cemeteries heretofore incorporated may be continued in the manner now authorized by law; and to carry into effect any prohibition of interments, the corporation may not only impose proper fines and penalties, but shall have power to cause any body buried in any prohibited place to be taken up and buried elsewhere.

Theatrical exhibitions, &c.

SECTION 12. Councils shall have power to regulate, license or prohibit all theatrical exhibitions and public shows, and all exhibitions of whatever name or nature, for which money or any other reward is in any manner demanded or received: *Provided*, That lectures on historic, literary or scientific subjects shall not come within the provisions of this section.

May require draining of lots upon which water stagnates, and removal of putrid substances.

SECTION 13. Councils shall have power to cause any lot or lots of land within its limits on which water shall at any time become stagnant, to be raised, filled up or drained, and to cause all putrid substances, whether animal or vegetable, to be removed from any lot or lots, and may for such purposes, from time to time direct that such lot or lots be raised, filled up or drained, or that such putrid substances be removed from such lot or lots by the owner or owners thereof, respectively, in such reasonable time and in such manner as may be directed by a joint resolution of the select and common councils; and it shall be the duty of such owner or owners, his, her or their agent or attorney, after service of a copy of said resolution, or after publication of the same in some newspaper, to comply with the directions of such resolution within the time therein specified; and in case of failure or refusal to do so it may be done at the expense of the corporation, and the amount of money so expended shall be a debt due to the corporation from the owner or owners of such lot or lots, and shall be a lien on such lots, and shall be enforced and collected in same manner that liens for lateral sewers in city of Allegheny are entered upon and collected.

Power to prevent obstruction of streets, bathing in waters of city, &c.

SECTION 14. Councils shall have power to prevent the encumbering or obstruction, in any manner whatsoever, of the streets, side-walks, lanes, alleys, public grounds or wharfs of said city; to prevent or regulate bathing and swimming in the waters of said city, and to prevent any obscene or indecent exhibition, exposure or conduct; to restrain and punish vagrants, mendicants, street beggars and prostitutes; to prevent or regulate any amusement or practice having a tendency to annoy persons passing in the streets or on the side-walks, or to frighten teams or horses; to compel all persons to keep the snow, ice and dirt from the side-walks in front of the premises owned or occupied by them; to prevent or regulate all performances and devices tending to the collection of persons on the streets and side-walks or public ways, by auctioneers or others for purposes of business, amusement or otherwise; to abate and remove nuisances, and punish the authors thereof by penalties, fine and imprisonments, and to define and declare what shall be deemed nuisances, and authorize and di-

rect the summary abatement thereof; but nothing in this act shall be so construed as to oust any court of jurisdiction; to abate and remove nuisances in the streets or any other parts of said city or within its jurisdiction, by indictment or otherwise; to erect lamps and regulate the lighting thereof; to prohibit, require or regulate the use of locomotive engines within the city, the fuel used in propelling locomotives, the rate of speed and making up of trains, the blowing of locomotive whistles, erecting and maintaining gates and watchman at crossings of streets and public grounds of said city, and to exercise every other power in reference to the running of cars and use of locomotives and of railroad tracks necessary to secure the safety of citizens' lives and property, and the free and unobstructed use of the highways of said city; to regulate the running of horse railway cars, the laying down of tracks for the same, the transportation of passengers thereon and the kind of rail to be used; to do all acts and make all regulations which may be necessary or expedient for the preservation of health and the suppression of disease; to authorize the arrest, fine or imprisonment in the county jail or work-house, at discretion, of keepers, exhibitors or visitors at any gaming table, gambling house, house for fortune telling, houses of ill or bad repute, or other places of bad device, and all persons who go about for purpose of gaming, or who shall have in their possession any article or thing used for obtaining money under false pretensions, or by not rendering an equivalent for money paid, and all who shall disturb any place where public or private schools are held, either on week day or Sabbath, or places where religious worship is held.

SECTION 15. Councils shall have power from time to time to make and publish, amend or repeal ordinances, not inconsistent with the laws of the commonwealth, for carrying into effect or discharging the powers or duties conferred or required under this or other acts, and every other power necessary for the good government of the city, the preservation of order therein and protection of the lives, health and property of the citizens, and enjoyment of the same.

Authorized to make, amend or repeal ordinances.

SECTION 16. Ordinances of the corporation may be enforced by the imposition of fines, forfeitures and penalties on any person offending or violating such ordinance or any of them, and the fine, penalty or forfeiture may be prescribed in each particular ordinance, or by a general ordinance made for that purpose; and the corporation shall have power to provide for the prosecution, recovery and collection of such fines, forfeitures and penalties, and also to provide that all persons who shall refuse or neglect to pay the fine imposed on conviction of an offence, together with costs of prosecution, shall be imprisoned in the county jail or work-house, at the discretion of the mayor or aldermen before whom the conviction is had, not however exceeding ninety days.

Enforcement of ordinances.

Corporation may provide for recovery of fines, &c.

SECTION 17. Fines, penalties and forfeitures and dues imposed by any ordinance may in all cases, in addition to any other mode provided, be recovered before any court of jurisdiction, mayor or aldermen, in the name of the corporation; and in any such suit or action, when pleading is necessary, it

Additional mode of recovery of fines, &c.

shall be sufficient to declare generally for the amount claimed to be due in respect of the violation of the ordinance, referring to its title and the date of its passage, and showing as near as may be the time of the alleged violation.

Mayor authorized to recover fines, &c., summarily or by penal action.

SECTION 18. The mayor of said city shall have jurisdiction, power and authority to recover, summarily or by penal action, as the case may be, any fines and forfeitures inflicted for the violation of the provisions of any ordinance which may be enacted and ordained by the said councils for the government of the said city.

Ordinances, by whom to be signed and countersigned.

SECTION 19. Any ordinance, when passed by the city councils, shall be signed by the president of each council and countersigned by the clerks.

Copies of ordinances published by authority, and transcripts properly certified, to be evidence.

SECTION 20. The printed copies of the ordinances of the corporation published under its authority, and transcripts of any ordinance, any act or proceeding of councils recorded in any book or entered in any journal kept under the direction of either of said councils, and certified by its clerk, shall be received in evidence for any purpose for which the original ordinance book or journal would be received, and with as much effect; it shall be the duty of the clerk of either of said councils to furnish such transcript, and he shall be entitled to charge therefor at the same rate the clerk of common pleas is entitled to charge for transcripts from the records of said court.

Clerk of councils to furnish transcripts.

Other powers of councils.

SECTION 21. The city councils shall possess all the legislative powers granted in this act, and other corporate powers of the city not herein, or by some ordinance, conferred, in pursuance of this act, on some officer of the corporation; they shall have the control and management of the finance, and of all the property, real and personal, belonging to the corporation.

Ordinances not to contain more than one subject matter, &c.

SECTION 22. No ordinance shall contain more than one subject, which shall be clearly expressed by its title; and no ordinance or section thereof shall be revived or amended unless the new ordinance contains the entire ordinance, or section so amended or revived, and the ordinance, section or sections so amended shall be repealed.

CHAPTER FOURTH—POWERS AND DUTIES OF THE MAYOR.

Mayor to be chief executive officer, to keep corporate seal, &c.

SECTION 1. The mayor of said city shall be its chief executive officer and the conservator of its peace; he shall have and exercise within the city limits the powers conferred on sheriffs of the county to keep the peace within the city limits and suppress disorder, to apprehend any person committing any offence against the laws of the state or the ordinances of the city, and all disorderly persons; he shall keep the corporate seal in his charge, and shall sign all commissions, licenses and permits authorized or granted by the city councils, and such other acts or papers as may require, by ordinance, his certificate; and it shall be his special duty to cause the ordinances of the city to be faithfully and constantly obeyed and observed.

To recover fines, &c.

SECTION 2. To recover summarily or by penal action, as the case may be, any fines or forfeitures inflicted for the violation of the provisions of any ordinances that may hereafter be

ordained or enacted by council for the government of said city.

SECTION 3. To issue his subpoena in common form to any person or persons in this commonwealth, commanding him or them to appear and give evidence in any or all complaints, matters, indictment, plea or thing of a civil or criminal nature, within his jurisdiction made or depending; and persons thus subpoenaed shall attend accordingly, and give evidence under such pains and penalties as are by law incurred by any person or persons refusing to attend and give evidence when subpoenaed for that purpose. To issue subpoenas.

SECTION 4. May take acknowledgments of deeds and other written instruments and receive legal fees therefor. May take acknowledgments

SECTION 5. To promulgate the by-laws and ordinances of the corporation and specially to attend to the due execution and fulfillment of the same; and he shall be entitled to receive, hold and enjoy all the emoluments which, by the by-laws and ordinances of the said corporation, are now or may be hereafter annexed or attached to said office of mayor; and for the purpose of enforcing the observance of said laws and ordinances, and preserving the peace and good order of the city, he shall have and exercise all the powers, jurisdictions, authorities, fees and perquisites now exercised and appertaining to an alderman or justice of the peace of Allegheny county: *Provided*, Nothing in this act shall be construed to give him jurisdiction or any authority in civil cases. To promulgate by-laws and ordinances, &c.

SECTION 6. That he is hereby declared to be an official visitor to the penitentiary of the commonwealth, with the same powers and privileges which are conferred by law on other official visitors. Declared official visitor to penitentiary.

SECTION 7. Before entering upon discharge of his duties he shall be required to give bond with good and sufficient securities, in same manner as other city officers, and in such sum and for such conditions as councils may require by resolution. To give security.

SECTION 8. And in addition to the duties required by this act of assembly, and the powers prescribed therein, he shall have such other powers and perform such other duties, which may be compatible with the nature of his office, as are or shall be prescribed by said councils. Other powers and duties.

SECTION 9. That the mayor of the city of Allegheny is hereby authorized, in case of necessary absence from the city, of his sickness or other temporary disability, to designate one of the aldermen of said city in such cases, who shall exercise all the powers and discharge all the duties of mayor of said city; and for all the official acts of said deputy the mayor shall be responsible. May appoint alderman to act in case of absence, &c.

THE CONTROLLER.

SECTION 1. He shall have the general supervision and control of all the fiscal affairs of the city, to be exercised in the manner which may be by ordinance prescribed; he shall keep a full and regular set of books, exhibiting accurate statements of all moneys received and expended for or on account of the city corporation, the directors of the poor or the park commission, and of all property owned by the city, and of Controller to have supervision of fiscal affairs.

the income derived therefrom; he shall examine all bills, claims and demands against the city, and shall countersign warrants on the city treasurer in payment thereof for such only as he may find to be lawful, just and due.

Authorized to administer oaths.

SECTION 2. He shall have authority to administer oaths or affirmations to any person engaged in receiving or disbursing the city moneys, and to all persons presenting claims or demands against said city.

Books, &c., to be open to inspection of councils.

SECTION 3. His books and papers shall at all times be open to inspection of any member or members of councils.

To report to councils.

SECTION 4. Shall report to councils at such times and in such manner as said councils may, by resolution or ordinance direct, all matters or things necessary to exhibit the true financial condition of the city or of any department of said corporation, or touching any subject upon which said councils may desire information which he can furnish.

TREASURER.

Treasurer to receive and keep moneys, &c.

SECTION 1. It shall be the duty of the treasurer to receive and safely keep all moneys accruing to the city corporation, and shall pay out the same on warrants drawn by the mayor and countersigned by the controller, and not otherwise; and he shall keep accurate accounts thereof, and make such reports in relation thereto as councils may by ordinance direct.

To give duplicate receipts.

SECTION 2. He shall give every person paying money into the city treasury a duplicate receipt therefor, specifying date of payment and upon what account paid.

To keep city funds separate from his own. Prohibition.

SECTION 3. All moneys of the city shall be kept separate and distinct from his own moneys, and he is expressly prohibited from using, either directly or indirectly, the corporation money or warrants, or bonds, in his custody, for his own use or benefit or that of any other person or persons whatsoever.

ENGINEER.

Qualifications of engineer.

SECTION 1. The city engineer shall be well skilled in the sciences of civil engineering and building, and in the practical application thereof.

Plans of streets, &c., to be kept in his office.

SECTION 2. In his office shall be kept all plans, plots, records and papers pertaining to streets and public improvements of the city.

To have charge of improvements of streets, &c.

SECTION 3. He shall have charge of all improvements of streets, highways, sewers, wharves, landings and public grounds of said city, and shall perform such other engineering services as may be required by councils.

To have charge of plots of property.

SECTION 4. He shall have charge of all plots, books, et cetera, necessary to register and plot all property returned under the registry act of said city.

To appoint assistants, &c.

SECTION 5. He shall appoint such number of assistants and draughtsmen as may be authorized by councils.

CITY SOLICITOR.

Qualifications of solicitor.

SECTION 1. He shall be a regular licensed attorney-at-law, who shall, at the time of his election, reside and have been for two years next previous a *bona fide* resident of said city,

and who shall have had a practice in his profession of at least two years.

SECTION 2. He shall act as attorney and counsel for said city in all suits and proceedings by, for or against the city, and in addition to the duties imposed by special acts of assembly, to perform such other in his department as may be required of him. Duties.

CHAPTER FIFTH—MISCELLANEOUS AND SUPPLEMENTAL.

SECTION 1. All ordinances, regulations, by-laws, rules and resolutions now in force in the city of Allegheny, and not inconsistent with this act, shall remain in force under this act, until altered, modified or repealed by councils, after this act shall take effect. Ordinances, &c., now in force, relative to.

SECTION 2. All actions, rights, penalties and forfeitures in suits or otherwise, which have accrued under the act consolidated herein, or other acts, parts of acts or supplements not repealed or changed by this act, and now in force in said city, shall be vested in and prosecuted by the corporation hereby created, as if no change had been made in said charter. Actions, rights, &c., which have accrued, to be vested in corporation hereby created.

SECTION 3. All property, real, personal or mixed, of any nature whatsoever, now belonging to the city of Allegheny, is hereby vested in the corporation created by this act, and their successors, to and for the use and benefit of said citizens forever; and the officers of said corporation, now in office, shall respectively continue in the same for the term of their election, but shall be governed by this act, which shall take effect from and after its passage. Property belonging to city vested in corporation hereby created.

SECTION 4. All acts, general or special, or parts of acts or supplements thereto, of the city of Allegheny, not repealed by this act, now in force and operation, or passed prior to the passage of this act, and which confer any rights, privileges or powers upon said city or its officers, citizens or any of its commissions, are hereby extended to the corporation created by this act; and all powers, privileges or rights now vested in the city of Allegheny, its officers, citizens or commissions, are hereby vested in the corporation created by this act; and all of said acts of the city of Allegheny shall continue in force and operation as fully and to like effect as if this act had never been passed, and in like manner all acts or parts of acts that have been extended to said city prior to the passage of this act. Acts now in force, relative to

SECTION 5. All officers of said city, who are conservators of the peace, by this act, or by authority or appointment of councils, shall have power to arrest, or cause to be arrested, with or without process, all persons who shall break or violate the peace, and if necessary, detain such persons in custody in watch house, or other safe place, until hearing or bail is given, and shall have and exercise such other powers as conservators of the peace as councils may prescribe. Powers of officers who are conservators of peace.

SECTION 6. No person shall be an incompetent judge, justice, witness or juror, by reason of his being an inhabitant or freeholder of said city, in any action or proceeding in which the said city shall be a party in interest. Inhabitants or freeholders competent witnesses, &c., in actions by or against city.

SECTION 7. The said city shall not be required to furnish

City not required to furnish bail on appeals, &c.

bail on any appeals, nor required to file any affidavits of claim or defence in any suit or proceedings in law to which it is a party.

Bonds to be exempt from taxation.

SECTION 8. That the bonds of the said city, known as renewal bonds of one thousand eight hundred and seventy, now issued, and all other bonds now authorized to be issued or to be issued after the passage of this act, for city purposes, shall be exempt from state and local taxation.

Councils to cause account of finances to be published.

SECTION 9. That the councils of said city shall, once in every year, cause to be published a just and true account of all moneys which shall have accrued to them in their corporate capacity, during the year preceding such publication, and also of the disposition thereof.

Constables authorized to make arrests.

SECTION 10. And to the intent and end that there may not be a failure of justice within said city, it shall be lawful for any constable or constables of the said city, to whom any warrant, under the hand and seal of any alderman, shall be delivered, commanding him or them to take any person or persons who shall have been charged with having committed any offence within said city, and to bring him, her or them before said alderman, or any of them; and he or they are hereby required to execute the same by making the arrest, if the same can be done, at any place within the county of Allegheny, and by bringing such offenders before said alderman, or some of them.

Aldermen authorized to issue subpoenas to witnesses.

SECTION 10. That it shall be lawful for said aldermen before whom any complaint, indictment, plea, matter or thing of a criminal or civil nature, within his or their jurisdiction, shall be made or depending, to issue their subpoena in common form, to any person or persons in this commonwealth, commanding him or them to appear and give evidence therein; and every person to whom the same shall be directed, and on whom service thereof shall be duly made, shall attend accordingly, and give evidence under such pains and penalties as are by law incurred by any person or persons refusing to attend and give evidence when duly subpoenaed for that purpose.

Councils authorized to levy tax on real and personal estate.

SECTION 11. That said councils shall have power to annually levy and collect taxes on the assessed value of all real and personal estate in the city, taxable by any law of the state, as now levied and collected in said city by existing laws; all laws of said city relative to general taxation to be continued in force and operation by the corporation created by this act, with like effect as if this act had never been passed.

Authorized to levy tax on venders of merchandise.

SECTION 12. Said councils shall have power to levy and assess upon all the goods, wares and merchandise, and upon all articles of trade and commerce sold in said city, including sales at auction or otherwise, an annual tax for the use of said city, to be levied and collected from the venders of said articles, in same manner as other city taxes are now levied and collected, and as they may think just and equitable.

Authorized to assess tax on deposits of banks and receipts of insurance companies.

SECTION 13. That councils of said city are hereby empowered to levy and collect, for the use of said city, an annual business tax, as they may deem just and equitable, on the average yearly deposits of all banks and banking institutions, and on the yearly receipts of insurance companies, and insu-

rance agencies doing business in said city; and in case any cashier, treasurer, secretary or other officer of any corporation, association or company, the business thereof is made taxable under this act, shall feel aggrieved by any assessment made in pursuance of this act, that the treasurer of said city, with the approbation of a majority of the finance committee, shall have power to reduce the said assessment upon such cashier or other officer filing his or their affidavit in the office of the treasurer of said city, stating the amount of business and the amount of the alleged over assessment; which affidavit may be made before the controller of the city.

How assessment may be reduced.

SECTION 14. If said tax is not paid, then the property of any such corporations and companies shall be subject to levy and sale by any ward constable for payment thereof, upon a warrant to be issued by the city treasurer in same manner as in other city taxes.

Property of corporations to be subject to levy and sale for taxes.

SECTION 15. That it shall be lawful for any collector or any constable, upon warrant of collector, to arrest and imprison, in the county jail, any one refusing to pay any personal tax assessed upon him, her or them for city purposes; such imprisonment not to exceed sixty days.

Imprisonment for non-payment of personal taxes authorized.

SECTION 16. All acts or parts of acts inconsistent with this act are hereby repealed.

Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 670.

An Act

Relating to the election of city and ward officers in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the annual election for members of the city councils, school directors and ward officers, and the tri-ennial election for mayor, treasurer and controller within said city, shall be held on the first Tuesday of December and not on the second Tuesday of October, as provided for in the existing laws; and the present officers of said city shall continue

to hold said several offices until their successors shall be elected and duly qualified.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 671.

A Supplement

To an act, entitled "An Act establishing a mode of selecting and drawing jurors in and for the city of Philadelphia," approved April twentieth, one thousand eight hundred and fifty-eight, relative to exemption from service as jurors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter no person shall be exempt from serving as a juror in any of the courts of the city and county of Philadelphia, unless he shall have filed an affidavit setting forth the ground for such exemption with the clerk of the board for selecting and drawing jurors, prior to the first day of July in the year next preceding that for which he shall claim exemption; any such affidavit, when filed, shall be submitted to a judge of one of said courts, and if it shall set forth good and sufficient grounds for exemption, the name of such person shall not be placed in the wheel containing the names of jurors for the next succeeding year: *Provided however,* That it shall be at the discretion of the judge or judges holding any court in said county to excuse from service any person summoned as a juror, on application in open court and good and satisfactory cause shown.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 672.

An Act

To change the venue in a certain case from Montour county to Columbia county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the venue in the case now pending in the court of common pleas of Montour county, in which Wilson Ager is plaintiff and Charles B. Brockway is defendant, numbered sixteenth of December term, one thousand eight hundred and sixty-nine, be and the same is hereby removed to the court of common pleas of Columbia county, to the coming May term, or any subsequent term of said court, where it shall be heard, tried and determined, and verdict and judgment be had therein, with the same effect as if it had been tried in the county of Montour; and all the records in the case shall be certified and transferred by the proper officers of the said court of common pleas of Montour county to the said court of common pleas of Columbia county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 673.

An Act

To legalize the payment of bounties in the township of Stroud, in the county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all payments and loans made in good faith by the township authorities and authorized committees of Stroud township, in the county of Monroe, for bounties to volunteers to fill the several quotas of said township during the late war, not exceeding six hundred and fifty dollars to each volun-

teer, and the necessary expense attending the putting such volunteers into the military service of the United States, be and the same are hereby legalized and made binding upon said township the same as if such township authorities and committees had been authorized by law at the time to pay bounties to that amount.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 674.

A Further Supplement

To the act incorporating the city of Harrisburg, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the eighth section of an act, entitled “A supplement to the act incorporating the city of Harrisburg, in the county of Dauphin,” approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-nine, be extended so as to authorize the common council of the city of Harrisburg to apply any part of the sixty thousand dollars authorized to be borrowed, to the payment of street damages assessed before the first day of March, Anno Domini one thousand eight hundred and seventy.

Council may use certain moneys for paying street damages assessed before March 1st, 1870.

SECTION 2. That the commissioners named in the second section of the act, entitled “A supplement to the act incorporating the city of Harrisburg, in the county of Dauphin,” approved April ninth, one thousand eight hundred and sixty-nine, shall have power to extend Fifth street from Walnut to Spruce street, in said city, with like effect as provided in said section in reference to the laying out of new streets.

Commissioners named in certain act authorized to extend Fifth street.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 675.

An Act

To lay out a road in Delaware township, Juniata county, and also authorizing and requiring the supervisor of said township to levy and collect a special tax to open and build said road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Cox, Esquire, and Samuel Stroub, of Greenwood township, Juniata county, and Ezra M'Linn, of Fayette township, in said county, be and they are hereby appointed commissioners to view and lay out a public road, commencing at a point on a public road leading from Thompson's lock, on the Pennsylvania canal, in said township of Delaware, and county of Juniata, to the Pennsylvania railroad, to the Thompsonstown bridge, on the Juniata river, in said county of Juniata; and the said commissioners are hereby empowered to employ Joseph Middough, of Mifflintown, in said county, as surveyor in laying out said road. Commissioners appointed to lay out and open road. Authorized to employ surveyor.

SECTION 2. That it shall be the duty of said commissioners, as soon as practicable, having first been sworn or affirmed before a justice of the peace or other proper officer to perform the duties enjoined upon them by this act with impartiality and fidelity, carefully to view the ground and lay out the said road, having respect to the ground and shortest distance, so as best to promote the public good and do the least injury to private property; and they shall clearly and distinctly mark upon the ground the route agreed upon, so that the supervisor can readily find the same. Duty of commissioner.

SECTION 3. That it shall be the duty of said commissioners to make out an accurate draft of the location of said road, noting the courses and distances as they occur, with such other matter as may serve for explanation, a copy of which shall be deposited in the office of the quarter sessions of said county on or before the fifth day of September next, and from thenceforth the said road shall be a public road or highway, and shall be opened to a width of twenty feet, and to be made and repaired as all other roads laid out by the courts are made and repaired. To make draft. Copy of draft to be filed. Width of road.

SECTION 4. That it shall be the duty of the commissioners aforesaid to proceed to lay out and complete the location, as soon as practicable, of said road; and if any vacancy should occur in their number by death, resignation or otherwise, the same shall be supplied by the remaining commissioners selecting a suitable person or persons to constitute a board of at least three members. Vacancies.

SECTION 5. That it shall be the duty of the supervisors of said township of Delaware, upon notice given, to proceed to open and make such road under the same provision as if the Duty of supervisors.

said road had been laid out by the court of quarter sessions of said county.

To levy and
collect tax.

SECTION 6. That the supervisor of said township of Delaware, in the county of Juniata, be and is hereby authorized and required to levy and collect on and from the real and personal property of said township which is or may be liable by law to be taxed for road purposes, a tax not exceeding eight mills on the dollar in each year, and to expend the same in opening, building and keeping in repair the aforesaid road or highway.

To levy tax for
year 1870.

SECTION 7. That the said supervisor or supervisors shall be and they are hereby required to levy and collect said tax for the year one thousand eight hundred and seventy, and yearly thereafter until such road is completed; and the said supervisor or supervisors shall be liable to indictment and punishment for any misapplication of the funds so raised; and in case they or their successors are found, upon indictment and trial, to have been guilty of using said funds for any other purposes than as herein authorized, or if refusing or neglecting to use the same as herein required, they shall be sentenced to each pay a fine not exceeding one hundred dollars, or to imprisonment in the county jail not exceeding three months, or both, at the discretion of the court.

Penalty for mis-
application of
funds by super-
visors.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 676.

An Act

To incorporate the Franklin Bank of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, J. P. Green, S. S. Moon and James M. Sellers, and their associates and successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Franklin Bank of Philadelphia, to be located in the city of Philadelphia, and by that name shall have perpetual succession, and may sue and be sued, plead and be impleaded in any court whatsoever, may have a common seal, may renew or alter the same, also may have the

Corporators.

Name.

Privileges.

right to own and hold real estate and improve or dispose of the same at pleasure.

SECTION 2. The capital stock of said bank shall consist of five thousand shares of the value of one hundred dollars each, with the privilege of increasing the same from time to time, by a vote of the directors, to an amount not exceeding ten thousand shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such shares of new stock are not taken by the stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of such stock in such manner as they may deem best. Capital stock.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock at such times and places as they may deem expedient, and when one thousand shares or more of said stock shall have been subscribed, and ten per centum thereon of the same paid in, the shareholders may elect a president and six directors to serve until the next annual election or until their successors shall have been duly elected and qualified; vacancies arising from death, resignation or inability to serve to be filled by the board. Subscriptions to capital stock.

Election of president and directors.

Vacancies.

SECTION 4. The said bank shall have power and may borrow or lend money for such periods as the said bank may think proper, may discount any bill of exchange, foreign or domestic, promissory note or other negotiable paper, and the interest may be received in advance, at such rates as may be agreed upon by the parties; and shall have the right to hold in trust, or as collateral security for loans or advances, or discounts, estate, real, personal or mixed, including the notes, bonds, obligations or accounts of the United States, individuals or corporations, and to purchase, collect and adjust the same, and to dispose thereof, for the benefit of the said bank or for the payment of the debts, as security for which the same may be held, in any market of the world, without proceedings in law or equity, and for such price and such terms as may be agreed upon by the said corporation and the parties contracting therewith. May borrow money, discount negotiable paper, &c.

SECTION 5. The board of directors shall make all by-laws necessary for properly conducting the business of the bank, not inconsistent with the laws of the state or United States, and shall have power to require payments of any amount remaining unpaid on the stock of said bank, at such times and in such proportions as they think proper, and after thirty days' notice, under penalty in case of non-payment as required, of forfeiture to the bank of such stock and all previous payments thereon. By-laws.

Payment of amounts remaining unpaid on stock.

SECTION 6. The said bank may receive money to keep for its depositors, either with or without interest payable thereon, and may buy or sell bullion, buy, sell, draw or negotiate bills of exchange, bills of lading, stocks and bonds of all companies, states and of the United States, or other good and suffi- May receive money to keep for depositors, buy bullion, &c.

cient securities, at such rates of interest as may be agreed upon by said bank and the borrowers.

May act as treasurer of charitable institutions, &c.

SECTION 7. That it shall be lawful for said bank to transact financial business as a natural person, and as such to become and act as a treasurer and financial agent of charitable and religious institutions and corporations, and as financial agent of the state of Pennsylvania and other states, of city governments and counties, and districts, in the management of their business, and shall give security to such institutions, states and governments for the faithful performance of the duties if required.

Dividends.

SECTION 8. The board of directors shall have power to declare and pay dividends out of the earnings of the bank, to the stockholders, at such times and in such amounts as to them may seem proper.

Annual election for president and directors.

SECTION 9. The annual election for president and directors shall be on the second Tuesday of January of each year, unless changed by the by-laws of the bank; the directors shall have power to elect all officers or agents they may deem necessary for conducting the business of the bank except president; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice, by publication in one or more of the city papers, shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Officers and agents.

Votes.

Notice of election.

Bonus and taxes

SECTION 10. That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law; and this charter shall continue for twenty years.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 677.

A Supplement

To the act approved May first, one thousand eight hundred and sixty-eight, entitled "An Act to revise, amend and consolidate the several acts relating to corporations, brokers and bankers."

WHEREAS, The Monongahela Navigation Company is prohibited by its charter from transporting freight, and any tax

on the transportation of freight on the navigation of said company must be paid by the individuals engaged in such transportation; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the first section of the act of August twenty-fifth, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to provide additional revenue for the commonwealth," and of the seventh section of the act of May first, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act to revise, amend and consolidate the several laws relating to corporations, brokers and bankers," as applies to the Monongahela Navigation Company, be and the same are hereby repealed; and no further proceedings shall be taken to collect any money on account of such tax from said company: *Provided*, That no moneys already paid into the state treasury on account of such tax shall be refunded to said company in consequence of the passage of this act: *And provided also*, That said company shall hereafter be liable to all the taxes imposed by the act of May first, one thousand eight hundred and sixty-eight, upon canal companies, except the tax on tonnage.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 678.

An Act

To enable the school directors of the Fourth ward, in the city of Allegheny, in the county of Allegheny, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of the Fourth ward of the city of Allegheny, of the county of Allegheny, be and they are hereby authorized and empowered to borrow an amount of money, not exceeding thirty thousand dollars, for a term of years not exceeding twenty years, and to issue bonds or certificates of indebtedness for the same, in sums not less than one hundred dollars each, bearing interest at a rate not ex-

ceeding seven per centum per annum ; said bonds or certificates to be executed by the president and countersigned by the secretary of the board, and shall be exempt from taxation, except for state purposes, under the laws of this commonwealth : *Provided*, That all loans so made shall be applied exclusively to the purchase of grounds and the erection of suitable buildings thereon, for the use of the public schools of the said district.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 679.

A Supplement

To an act, entitled "An Act to incorporate the Pickering Valley Railroad Company," approved April third, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the bonds of the Pickering Valley Railroad Company shall be exempted from all taxes, except state taxes, until the net receipts of said company's road shall be sufficient to pay seven per cent. per annum upon the cost of said road.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 680.

An Act

Relative to the treasurer of the directors of the poor of Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the treasurer of the directors of the poor of Lancaster county shall, once in each year, state his accounts up to the last day of December, inclusive, and produce his vouchers, which shall be examined by the directors of the poor of said county within five days thereafter, then filed in the register's office of said county, and advertised in at least one newspaper published in said county, as open for inspection to all taxpayers of said county for thirty days, and on the third Monday of February of each year submitted to the county auditor to be audited, settled and adjusted according to law; and the county auditors are hereby authorized and empowered to charge the directors of the poor aforesaid with any payment or expenditure of money made in violation of any law, or any contract for work or material; and all laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 681.

An Act

Requiring the treasurer of the Lancaster county prison to file his account.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the treasurer of the Lancaster county prison shall once in each year state his accounts up to the last day of December, inclusive, and produce his vouchers, which shall be examined by the inspectors within five days thereafter, then filed in the register's office of said county, and advertised in at least one newspaper published in the county of Lancaster, as open

for inspection and exception to all tax-payers for thirty days, and on the third Monday of February in each year be submitted to the county auditors of said county, to be by them audited, settled and adjusted as accounts of county officers are to be audited, settled and adjusted, the county auditors to have power to charge the said inspectors of the prison with any payment made or allowed in violation of any contract or law relative to the affairs of the said prison; and all laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 682.

A Supplement

To an act, entitled "An Act consolidating the wards of the city of Pittsburg for educational purposes," approved April twelfth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the second proviso to the thirty-fifth section of an act, entitled "An Act consolidating the wards of the city of Pittsburg for educational purposes," as provides that the third and fifth wards of said city shall remain one sub-district until the first day of April, Anno Domini one thousand eight hundred and eighty-one, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 683.

A Supplement

To an act, entitled "An Act to prevent horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, Montgomery county, and in the townships of Upper and Lower Nazareth, in the county of Northampton," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act to which this is a supplement be and is hereby extended to the township of Moreland, in said county of Montgomery.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 684.

An Act

To authorize the Lafayette Building, Saving and Loan Association to increase their capital stock, and authorizing holding an office in Camden, New Jersey.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Lafayette Building, Saving and Loan Association, chartered by the court of common pleas of the city and county of Philadelphia, on the seventeenth day of December, one thousand eight hundred and fifty-nine, to increase the number of shares of their stock from time to time so that the number of shares at any one time shall not exceed five thousand; and the said association may establish a branch of their organization in the city of Camden, New Jersey, with the consent of the legislature of New Jersey.

Authorized to
increase capital
stock.

May establish
branch.

SECTION 2. That the charter granted to said association by

Charter extended.

the court of common pleas of the city and county of Philadelphia, as aforesaid, shall be extended for the period of twenty years from the time of the expiration of the present charter.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 685.

An Act

To authorize the commissioners of Montgomery county to borrow money for the erection of a new poor house.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of the county of Montgomery be and they are hereby authorized and empowered to borrow, for the purpose of erecting a new poor house in said county, on the faith and credit of said county, any sum or sums of money not exceeding in the whole the sum of forty thousand dollars, and to issue bonds or certificates of indebtedness therefor, under the seal of said county, of not less amount than one hundred dollars each, payable at the expiration of twenty years, or any shorter period, in the discretion of said commissioners, from the date of issue, at a rate of interest, with or without coupons attached, not exceeding six per centum per annum, which interest shall be payable semi-annually to the holder or holders of such bond or bonds, certificate or certificates; and no bond or certificate so issued as aforesaid shall be transferable except on the books of the said commissioners, in person or by attorney; and that the bonds or certificates of indebtedness so issued as aforesaid shall be signed by a majority of said commissioners, attested by their clerk and verified by the seal of said county, and shall be exempt from taxation for all local and municipal purposes; and the coupons, if such be attached, shall bear the signature of the clerk of said commissioners, and be made payable at the treasury of said county: *Provided*, That the said commissioners shall first procure a draft or plan and specifications of the building to be by them erected for the purpose aforesaid; which said plan and specifications shall be submitted to the joint action of said commissioners and the directors of the poor and house of em-

ployment of said county, and said plan and specifications shall be placed in a conspicuous place in the commissioners' office for public inspection: *And provided further*, That upon the approval thereof by the said persons, or a majority of them, the said commissioners shall, by advertisement in two or more newspapers in said county, for not less than three weeks, invite and receive sealed proposals for the erection of the said buildings, based upon the plan and specifications approved as aforesaid, and shall award the contract therefor to the lowest and best bidder, and shall require of the accepted bidder a bond for such amount and with such security, conditioned for the faithful performance of the contract on his part, as shall by them be deemed good and sufficient before awarding to him the contract aforesaid; the said security to be first approved by the court of quarter sessions of said county: *And provided further*, That before any action shall be taken by the commissioners aforesaid, under the provisions of this act, it shall be the duty of the judges of the court of quarter sessions of said county, at the earliest practicable period, to appoint a board to consist of said commissioners and six other persons of said county, two of whom shall be practicing physicians, whose duty it shall be to determine the location for said building, and to make report to said court at its next succeeding session; and in case a majority of said board shall be of the opinion, and so report, that a better location can be had for the purpose aforesaid, than the present poor house farm, their report shall be submitted to the grand jury at said session, and having been approved by said grand jury, and the court of quarter session aforesaid, the said commissioners are then authorized and directed to sell at public sale all or such part of said farm, now owned by said county, as they shall deem expedient, and purchase such other grounds for the purposes aforesaid as shall be recommended by said board.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 686.

An Act

Repealing certain acts relative to the sale of intoxicating drinks in the county of Lawrence.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Repeal of act of
April 11th, 1866.

That the act, approved April eleventh, one thousand eight hundred and sixty-six, entitled "An Act relative to the illegal sale of intoxicating drinks in the county of Lawrence," be and the same is hereby repealed.

Repeal of act of
May 6th, 1867.

SECTION 2. That the act, approved May sixth, one thousand eight hundred and sixty-seven, entitled "An Act to repeal an act, approved March twenty-second, one thousand eight hundred and sixty-seven, entitled 'A further supplement to an act to regulate the granting of licenses to hotels and eating houses,' approved March thirty-first, one thousand eight hundred and fifty-six, so far as the same applies to the county of Lawrence," be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 687.

An Act

Preventing the hunting of rabbits with ferrets in the counties of Luzerne and Lancaster.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Hunting of rabbits with ferrets prohibited.

That it shall not be lawful for any person or persons, after the passage of this act, to hunt or capture rabbits with ferrets.

Penalty.

SECTION 2. Any person violating the foregoing provision of this act shall be deemed guilty of a misdemeanor, and shall likewise be liable to a penalty of five dollars for each and every offence.

SECTION 3. That the duties of constables in carrying out this act, and the manner of proceeding to enforce the penalty for the violation of this act, shall be the same as provided in the ninth and tenth sections of an act, entitled "An Act providing for the taking of game," approved the twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine, said sections being made a part of this act: *Provided*, That the provisions of this act shall only apply to the counties of Luzerne and Lancaster.

Duties of constables, &c.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 688.

An Act

Extending the provisions of an act, entitled "An Act relating to roads in Uwchland township, Chester county, and East Bethlehem and East Pike Run townships, Washington county," approved March fourteenth, one thousand eight hundred and sixty-five, to Hanover township, Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, entitled "An Act relating to roads in Uwchland township, Chester county, and East Bethlehem and East Pike Run townships, Washington county," approved March fourteenth, Anno Domini one thousand eight hundred and sixty-five, be and the same are hereby extended to Hanover township, Beaver county.

Act extended.

SECTION 2. That the term of office of Swearingen, one of the supervisors of said township of Hanover, elected at the last annual election for township officers in said township, is hereby extended two years from the date at which his term would have expired; and the term of William Golton, the other supervisor of said township, elected at the same time, is hereby extended one year from the date at which his term would have expired; during which time said supervisors shall hold and exercise the duties of said office in accordance with the provisions of the act aforesaid, which is hereby extended to said township.

Terms of supervisors extended.

Who to be third
supervisor.

SECTION 3. That John N. Frazier, of said township, shall be the third supervisor required by the act aforesaid, with full power and authority to act as such until the next election for township officers in said township, when his successor shall be chosen, as provided in said act; and one supervisor shall be elected annually thereafter, at the usual time for holding elections for township officers.

Election or su-
pervisor.

Repeal.

SECTION 4. That all acts or parts of acts inconsistent herewith are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 689.

An Act

To confirm the action of the burgess and town council of the borough of Mifflinburg, in the county of Union, in the purchase and repair of the Mifflinburg academy.

Preamble.

WHEREAS, In the year one thousand eight hundred and fifty-four the burgess and town council of the borough of Mifflinburg, in the county of Union, purchased the real estate, with the buildings appurtenant thereto, known as the Mifflinburg academy, and from that time on used the same as an academy for the benefit and advantage of the inhabitants of said borough, for the instruction of their children and others in the higher branches of knowledge:

And whereas, In the year one thousand eight hundred and sixty-three, the said building having become unsafe for want of repair, the burgess and town council of said borough passed an ordinance directing that the same should be re-built upon plans and specifications then furnished; and the same was accordingly let to and re-built by contractors, at the contract price of nineteen hundred and seventy-three dollars:

And whereas, In order to furnish the ready money to pay said contractors, money was borrowed from divers individuals, and the obligations of the borough given for the same; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the purchase of the said Mifflinburg academy, and the

ordinance of the council of said borough of Midlinburg, in the county of Union, directing the purchase of the same, together with the ordinances, resolutions and acts of the said council directing the re-building of the said academy, upon the plan and specifications adopted, the letting and agreement made with the contractors, the alterations and additions made thereto, and the payment of said contractors for the work done in that behalf, the taxes heretofore assessed, levied and collected, and now assessed and levied, and the loans of money and obligations given therefor in payment of the same, and all the acts, resolutions, ordinances and by-laws done and passed by the said council in the premises, be and the same are hereby legalized, made valid and binding upon said borough, as if full and legal authority had existed for doing and making said acts, resolutions and ordinances; and the corporate authorities of said borough are hereby authorized and required to assess and levy on all property, professions, trades and occupations subject to taxation for county purposes, and collect such taxes as may be necessary to meet the principal and interest of all notes, bonds and obligations now outstanding and given as aforesaid, and for the proper sustentation and permanent repair of said academy hereafter.

Purchase of academy, ordinances of council, &c., legalized

Corporate authorities to levy and collect taxes to pay notes, &c.

SECTION 2. The duplicates already assessed and made out shall be good and valid the same as though said taxes had been legally assessed, and these, together with future taxes for that purpose, shall be collected in the same manner that taxes are collected under existing laws for borough purposes.

Duplicates already made out to be valid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 690.

A Supplement

To an act, entitled "An Act to incorporate the Weccacoe Legion of Philadelphia," approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the preamble of the act, entitled "An Act to incorporate the Weccacoe Legion of Philadelphia," ap-

Repeal of portion of preamble to act of incorporation.

Authorized to form an independent company.

Proviso.

proved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, as reads, "and for no other military purpose whatever," be and the same is hereby repealed.

SECTION 2. That the Weccacoe Legion is hereby authorized and empowered to form an independent company, to be attached to one of the brigades of the First division Pennsylvania militia, and the governor is hereby directed and empowered to issue commissions to such officers as may be duly elected and returned: *Provided*, That such organization as a military command shall be, in all respects, subject to the orders of the commander-in-chief, and the requirements, privileges and immunities of an act, approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act for the organization, discipline and regulation of the militia of the commonwealth of Pennsylvania," and the several supplements thereto.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 691.

An Act

To confirm the revision of grades on a portion of Albion street.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the revision of the grades on Albion street, from Locust street northward one hundred and seventy-one feet, in the Eighth ward of the city of Philadelphia, as authorized by a resolution of councils, approved November twenty-third, one thousand eight hundred and sixty-nine, and approved by the board of surveyors, January third, one thousand eight hundred and seventy, be and the same is hereby confirmed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 692.

An Act

Relative to streets in city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the select and common councils of the city of Allegheny are hereby authorized and empowered, when they deem the same necessary, to lay out and open new streets, lanes and alleys in said city, and to widen, straighten and extend any streets, lanes or alleys of said city, and to levy and collect the value of property thus taken, or the damages done to property thereby, by an assessment upon the properties benefited by any such improvement: *Provided however,* That before any such street, lane or alley can be opened, and before any private property shall be taken for the purposes aforesaid, all damages which any owner or owners of property may sustain or be likely to sustain thereby shall first be ascertained and paid, as hereinafter directed, and to grade and re-grade, pave and re-pave the same or any portion thereof.

Councils authorized to lay out and open streets, &c.

Proviso.

SECTION 2. That whenever said councils shall desire to widen, open, straighten or extend any street, lane or alley, they shall by ordinance fix the location, breadth and length of the same, and appoint three discreet and disinterested freeholders of said city as viewers, to view the premises, appraise the damages and make assessments of benefits.

To fix location of streets, appoint viewers, &c.

SECTION 3. That said viewers, before entering upon performance of their duties, shall be sworn faithfully, honestly and impartially to discharge the duties of their appointment; they shall give five days' notice by handbills posted up in the most conspicuous places along the route of the proposed improvement, of the time they will view the premises and receive claims for damages; they shall appoint a convenient time and place, and give notice thereof, as hereinafter provided for, to all parties or their agents claiming or likely to claim damages, when they will hear their allegations and evidence on the subject; they shall make a true and conscionable appraisement of damages, taking into consideration the probable advantages and benefits which any owner or owners will be likely to sustain by reason of the proposed improvement; after ascertaining the whole amount of damages, they shall assess the same equitably and justly upon the property that may be or will likely be benefited by said improvement; they shall have a plot prepared by the engineer, of the proposed improvement, indicating its location, and the location, size and boundaries and improvements of each property damaged or benefited, with the name of the owner or owners of each, and shall prepare a statement showing the amount of damages allowed and the assessment made in each case; they

Duties of viewers.

shall give ten days' notice, by handbill, on line of improvement and place where said plot and statement can be examined, and when they will hear any complaints or evidence that interested parties may have to offer on the subject; they shall hear and consider all complaints and evidence that may be presented at the time and place appointed, and after making any corrections or modifications they may deem necessary or just, they shall make a report to said councils, accompanied by the plot aforesaid, and of all their action in the performance of their duties as viewers.

Councils to hear complaints from persons aggrieved by report of viewers.

Appeal to court.

SECTION 4. That said councils shall hear any appeal or further complaints made by any person aggrieved by the report of said viewers, and shall have power to send back the report for further action or to quash the proceedings; whenever the report of the viewers is finally acted upon by councils, and approved by them, their approval is final and conclusive: *Provided however*, That if within ten days after final action by councils, any person interested shall present a petition to the quarter sessions court of said county, setting forth the facts of the case, and that he verily believes injustice has been done him by the report of said viewers, it shall be the duty of the clerks of said councils, upon notice of said petition to court, to certify to said court all the papers and proceedings in the case; and thereupon the said court shall take such proceedings in the case as to the question of damages as they may think right and proper, and shall have power to hear evidence, to modify, correct or approve said report or quash the whole proceedings; and in case of an appeal to court, the courts shall direct who shall pay the costs of the appeal.

Proceedings after final approval of report.

SECTION 5. That after final approval by the councils, or the court in case of appeal, the plot and report of viewers shall be handed over to the controller to collect the assessments and pay the damages; he shall give notice for three weeks, in two daily papers, that if said assessments be not paid to the treasurer within sixty days after date of said notice, liens will be filed therefor against the properties assessed, with interest, costs and fees; if the assessments are not paid within the sixty days, the controller shall hand over to the solicitor all the papers and assessments, and it shall be his duty to file liens therefor in the district court of said county, in the municipal lien docket, and proceed to collect the same, with interest from time of filing the lien, and five per centum additional for solicitor's fees for collection.

Councils authorized to have streets, lanes or alleys graded, &c.

Authorized to collect cost from property owners

SECTION 6. That said councils are hereby authorized, whenever they may deem the same necessary, to cause to be graded, re-graded, paved, re-paved or macadamized, any public street, lane or alley, or any parts thereof, which is now, or which may be hereafter laid out and opened in said city, or which may be in whole or part boundaries of said city, and to have the same set with curb stone, and the foot or sidewalks paved; and the said councils are hereby authorized to levy and collect the cost and expense of grading, paving and macadamizing, from the owners of property bounding or abutting on said streets, lanes or alleys, or parts thereof, thus improved, by an assessment of an equal sum per foot front of

said properties; the expense of re-paving and re-grading to be paid out of public funds in the treasury of said city, or from a general tax, levied and collected as other city taxes for that purpose.

SECTION 7. Whenever any street, lane or alley, or any part thereof, has been graded, paved or macadamized in pursuance of the preceding section, it shall be the duty of the engineer of said city to make the assessment for the cost and expense thereof, as provided for in said section, and to give notice by publication for ten days, in two daily papers, that the said assessment has been made, and may be seen at his office, and that the parties interested may have an opportunity of having any errors or mistakes corrected; after correcting any errors or mistakes that may have been discovered, he shall immediately hand over said assessments, with a plan and description of each lot, the amount assessed thereon, and the name of the owner or owners, or reputed owner or owners, to the controller of said city.

Duty of engineer when streets, lanes or alleys have been graded, &c.

SECTION 8. That as soon as the controller shall have received the said assessment list from the engineer he shall cause thirty days' notice of the amount assessed upon each property to be given to the owner thereof, and that the same is due and payable to the treasurer in manner following, viz: If the owner is a resident of said city, by personal service upon him or by copy left at his dwelling or usual place of business; if a corporation or other association, upon its proper officers or agents; or if the owner is not a resident of said city or is unknown, the notice shall be posted on the premises, and a copy left with the occupant if there is one, that if the same be not paid to the treasurer within thirty days from the time of said notice, it will be filed as a lien against said property, with interest, cost and fees.

Notice to property holders of amounts of assessments.

SECTION 9. That if said assessments are not paid within thirty days after service of said notice, the controller shall hand over to the city solicitor the assessment list, with the plan and description of each lot, et cetera, as furnished by the engineer, and the solicitor shall file a lien against each property for the amount of the assessment thereon remaining unpaid, with interest from the time notice for payment was given, and five per centum additional, as the solicitor's fee for collection, and collect and pay over the same, less the attorney's commission, into the treasury of said city.

If assessments are not paid within certain time, city solicitor to file liens.

SECTION 10. The controller shall require of the party serving notices of assessments under this act to return to his office a copy of each notice, and the time, place and manner of the service of the same, which shall be filed away and kept until all the assessments are paid in full; the said copies, in all cases in court, to be received as *prima facie* evidence of what is set forth therein.

Copies of notices of assessments to be filed with controller.

SECTION 11. The liens authorized by this act shall be filed in the district court, in the municipal lien docket, in like manner as now provided for the city of Allegheny, in same manner as mechanics' liens are filed; and writs of *scire facias* and *levari facias* may be issued thereon, as in case of mechanics' liens, and the same costs shall be taxed: *Provided however,*

Liens, where and how to be filed.

Proceedings thereon.

That in issuing a *scire facias* upon any such lien an affidavit of claim shall not be required, and a judgment can be taken in default of an appearance or affidavit of defence after return day and ten days service of writ, or on two *nihils*.

Assessments to be first liens.

SECTION 12. The assessments authorized by this act shall be first liens upon the properties assessed, said liens to date from commencement of the improvements for which they were made, and shall, if filed within six months after completion of said improvements, continue first liens for five years, and be revived by *scire facias* as other liens; if on any sheriff's sale, or other judicial sale, enough be not realized to pay off the lien, it shall continue to be a lien until the whole amount, with the costs, be paid in full.

When not to be discharged by judicial sales.

Mistakes in descriptions not to vitiate liens.

SECTION 13. No mistake in the description of property or in the name of an owner, or any defect in filing, shall vitiate the lien, but the court shall have power and is required on motion, at any time, to correct mistakes or any irregularities in filing the liens, and to add or strike out names as defendants: *Provided however*, That any owner, whose name shall be added as a defendant after the filing of the same, shall be served with a writ of *scire facias*, in same manner as hereinbefore provided for, before judgment shall be entered against him.

Sales by sheriff to vest good titles in purchasers.

SECTION 14. That a sale of any property, by the sheriff, upon a writ of *levari facias*, or a judgment obtained on a *scire facias* upon any lien authorized by this act, whether the real owner is named or not, shall be deemed a proceeding in *rem*, and shall vest a good title in the purchaser to the property thus purchased: *Provided however*, That the owners of property thus sold can redeem the same within one year from date of sale, by payment of the purchase money and all other moneys expended on account or value of improvements made on or about said property, of any nature or for any purpose whatsoever, with twenty per centum added thereto; and any person entitled so to redeem may present a petition to the court from which the process to make sale had issued, setting forth the facts and his readiness to pay the redemption money; whereupon the court shall grant a rule to show cause why the purchaser shall not re-convey to him the premises sold, to be served with notice, as directed by the court; and if the petitioner shall prove the facts necessary to entitle him to redeem, the court shall make such rule absolute and enforce it by attachment.

When and how owners can redeem properties

Proceedings in cases where owners of lots are unknown.

SECTION 15. When the owner of a lot is unknown, the lien shall be filed against "unknown owner," and indexed accordingly; a *scire facias* may issue thereon as aforesaid, which shall be published by the sheriff for four weeks in two daily papers, with a full description of the lot, the amount assessed thereon and for what purpose it was made; judgment may then be entered and the lot be sold on *levari facias*, to the same effect as if the real owner had been named.

Viewers authorized to administer oaths to witnesses.

SECTION 16. That the said viewers shall be and are hereby authorized to administer oaths to all witnesses examined before them; and a majority of said viewers shall be sufficient in all cases to perform the duties required of them by this act.

SECTION 17. That the municipal assessments heretofore

made, and the municipal liens of said city heretofore filed, shall not be deemed invalid in consequence of any irregularities or defects in the proceedings or filing of the same; the court shall have power, on motion, to correct any errors or defects in said liens, and to add or strike out names as defendants; and thereafter the proceedings to collect said assessments and said liens shall be as far as possible in conformity to the provisions of this act.

Municipal assessments and liens heretofore made and filed, relative to.

SECTION 18. That the term owner, as used in this act, shall be construed to mean all individuals, incorporated companies and religious, benevolent, literary or other societies or associations having any title or interest in the properties appraised or assessed; and in case of leaseholds or different estates in the same property, the viewers, appraisers or assessors shall have power to apportion the damages or assessments among the different owners, or between the lessors and lessees, and report how much each one shall receive or pay.

How term "owner" to be construed.

SECTION 19. That when any appeal shall be taken from any appraisal or assessment made in pursuance of this act, the lien of such assessment shall continue for six months after the final determination of such appeal, and the time of filing such liens shall be extended until the expiration of six months after such final determination.

Viewers may apportion damages in certain cases.

SECTION 20. Where the defendant, in any writ of *scire facias* authorized by this act, may be a public corporation, and the property assessed, and upon which the *scire facias* is issued, cannot for any reason in law be sold upon a judgment obtained on such *scire facias*, such liens shall be prosecuted to judgment on the *scire facias*; and the writ of execution to be issued on any such judgment shall be a writ of *fieri facias*, by virtue of which the sheriff may levy upon any personal property, goods, chattels, moneys or effects of the said corporation.

Lien of assessments when appeals are taken, continuance of.

Proceedings where defendants in writs of *scire facias* are public corporations.

SECTION 21. That all proceedings relative to the opening, widening or extending of streets, lanes or alleys in said city, commenced prior to the passage of this act, shall, after such time, be carried on and completed as far as possible under the provisions of this act; also that all assessments for grading, paving and curbing made but not filed prior to the passage of this act, shall be filed and proceeded upon as far as possible under the provisions of this act.

Former proceedings relative to opening streets, &c., to be completed under this act.

SECTION 22. That whenever any owner of property shall have sustained damages greater than the advantages and benefits conferred by the change of the grade of any street, lane or alley in said city, said councils shall have power to levy and collect the said damages by an assessment upon the properties that may be benefited by said change of grade; and upon the petition of any person claiming damages it shall be the duty of said councils to appoint three discreet and disinterested freeholders of said city as appraisers, to appraise the damages of the petitioner and all others who may have sustained damages by the said change of grade, and to make the assessments therefor: *Provided*, That no person shall be entitled to damages unless some one make application for appraisers within thirty days after said change of grade by councils: *And pro-*

Damages caused by changes of grades of streets, &c., relative to.

vided further, That when said councils shall propose to change a grade they may, before taking action, appoint the said appraisers, to whom all claims for damages shall be submitted, and no other claims thereafter shall be received, or entertained or allowed; and upon return of the report of said appraisers councils may or may not, at their discretion, make the proposed change of grade.

Repeal.

SECTION 23. That all acts or parts of acts inconsistent with or supplied by this act are hereby repealed, except so far as may be necessary to consummate the proceedings and collect the assessments in cases now pending and not herein otherwise provided for.

Duties of appraisers appointed to assess damages caused by changes of grades.

SECTION 24. The appraisers provided for in section twenty-two, before entering upon their duties, shall be sworn faithfully to discharge their duties, which duties shall in all respects be the same as that of viewers in the opening of streets, as provided for in this act; and upon their report being made to councils the like proceedings shall be had by councils, and to like effect and with like appeal to court of quarter sessions; and the like proceedings shall be had for collecting the assessments and paying the damages, as prescribed in this act, in the matter of opening, et cetera, of streets: *And provided*, That where the appraisers cannot find property benefited sufficient to pay damages that the said city shall pay the said damages.

Proceedings upon report made.

Maps of lands divided into lots, &c., to be submitted to councils for approval.

SECTION 25. In all cases where lands in said city are hereafter sub-divided and laid out into blocks or lots, sub-lots, streets and alleys, or new streets or public grounds are donated or granted to the public by any proprietor, in order to secure a uniform plan in the laying out of such streets and alleys, the map or plot thereof shall be submitted to councils for their approval; if they approve of the same they shall certify upon it their approval, and no such map or plot shall be entitled to record or have any validity until so approved by councils.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 693.

An Act

To enable the school directors of the borough of Braddocks, in the county of Allegheny, to borrow money, issue bonds and levy a tax.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That for the purpose of purchasing school lots, and building and furnishing school houses, the school directors of the borough of Braddocks, in the county of Allegheny, be and they are hereby authorized to borrow money, not exceeding fifteen thousand dollars, and to issue bonds therefor, signed by the president and secretary and countersigned by the treasurer of said board of school directors, said bonds to run not over fifteen years, and to bear interest not to exceed seven per centum per annum, and to be exempt from taxation except for state purposes; and said board of school directors are hereby authorized to pledge the school revenue and property for the payment of the principal and interest of said bonds.

Authorized to borrow money and issue bonds therefor.

SECTION 2. And it shall be lawful for the school directors aforesaid to levy and collect a tax, not to exceed seventeen mills over and above the amount now allowed by law, on all property taxable for school purposes in said school district, for the purpose of paying off the indebtedness thereof; and the said school board shall have authority to levy and collect a poll tax for school purposes, not exceeding two dollars per capita.

Authorized to levy tax.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 694.

An Act

To repeal a part of an act, entitled "An Act relating to the selling of the repairing of the public roads in certain townships in Schuylkill county," approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty, relating to the township of New Castle, in the county of Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of an act, entitled "An Act relating to the selling of the repairing of the public roads in certain townships in Schuylkill county," approved the nineteenth day of April, Anno Domini one thousand eight hundred and sixty, as requires the making and repairing of the roads in the township of New Castle, in the county of Schuylkill, to be sold in one lot, be and the same is hereby repealed; and that from and after the passage of this act the supervisors of said township shall sell the making and repairing of the roads of said township in six sections or divisions.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 695.

An Act

Relative to the issuing of venirens of common pleas of Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter during the regular or any adjourned terms of the court of common pleas of Luzerne county it shall be lawful for, and shall be the duty of the president and additional law judge of said county severally to hold at the same time, when the business may require it, separate, for the trial and

President and
additional law
judge to hold
separate courts.

disposition of pending or other cases, either on the equity or law side of such courts; and the said courts may direct, at any term, separate *venires* to issue for a succeeding term or period for each branch thereof, in the manner provided by law for ordinary *venires* in the common pleas, and to regulate the trial list for said separate courts, issue subpoenas and make all orders which may be judged convenient; motions, arguments and decrees may be heard, disposed of and made in either branch of said courts, and the associate judges may sit in the same.

Courts to direct
venires to issue,
regulate trial
list, &c.

Motions, argu-
ments, &c.

SECTION 2. It shall be the duty of the commissioners of the said county to provide a proper place and suitable accommodations for holding such separate courts at the county seat, which place, when so provided, shall be the regular place for the disposition of business ordered therefor.

County commis-
sioners to pro-
vide place for
holding courts.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 696.

An Act

Authorizing the burgess and council of the borough of Conneautville, Crawford county, to license hacks and drays for the carriage of passengers and freight, and limit their compensation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council of the borough of Conneautville, Crawford county, are hereby authorized and empowered to enact ordinances from time to time, establishing such rates of license as they may deem proper, on all carts, drays, wagons and other vehicles used for public purposes or hire, and those used for carrying passengers or baggage for hire, and limit their compensation for the same within the limits of the borough.

Burgess and
council may
enact ordinan-
ces for licens-
ing vehicles, and
limit charges.

SECTION 2. Any person or persons, firm or corporation running or attempting to run a vehicle for that purpose within said borough limits, without first obtaining such license, or for charging more compensation than stipulated by ordinance, shall be subject to such fine as the burgess and council may determine, not exceeding in any one case the sum of fifty

Penalty for run-
ning vehicles
without license,
or making un-
lawful charges.

License fee
limited.

dollars, such fines to be collected by attachment and sale of team or vehicle, or both, whether the person driving the team be the owner or not: *Provided*, That the license for any one vehicle shall not exceed ten dollars on any one year or part thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 697.

An Act

Authorizing the school directors of Union township, in Crawford county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Union township, in Crawford county, be and are hereby authorized to borrow money to any amount not exceeding one thousand dollars, for a period not exceeding five years, and at a rate not exceeding seven per cent. per annum, and be exempt from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 698.

An Act

To attach a certain farm in Lykens township, Dauphin county, to Washington township, Dauphin county, for school and all other purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the real estate comprised in a certain farm, now owned by Jonathan E. Copenhaffer, and lying partly in Lykens township, in Dauphin county, and partly in Washington township, Dauphin county, is hereby attached to Washington township, in said county, for school and all other purposes; and that all persons who now or may hereafter reside on said farm or land shall pay their taxes to and be entitled to all the privileges of the said township of Washington.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 699.

An Act

To authorize the commissioners of Lehigh county to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Lehigh county are hereby authorized and empowered to borrow, on the credit of the county, at the legal rate of interest, any sums of money not exceeding fifty thousand dollars, and to issue their bonds or other evidences of indebtedness therefor, and the same shall be exempt from all taxes except for state purposes.

Authorized to
borrow money
and issue bonds.

SECTION 2. That all loans heretofore made at six per centum interest by said commissioners, on bonds or other evidence of

Former loans
legalized.

indebtedness issued by them, are hereby legalized and made valid.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 700.

An Act

Authorizing the Sunbury Cattle Insurance Company to connect with their present charter a joint stock capital, and issue certificates of stock therefor, and extending its powers to issuing policies of insurance against loss by fire, on all kinds of merchandise, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the Sunbury Cattle Insurance Company, located and doing business at Sunbury, Pennsylvania, as a mutual live stock insurance company, chartered and incorporated by the court of common pleas of Northumberland county, shall have, in addition to the rights, powers, privileges and immunities therein granted, the right to connect therewith a joint stock capital of twenty-five thousand dollars, with the privilege of increasing it to two hundred thousand dollars.

SECTION 2. That the said capital stock shall be divided into shares of twenty-five dollars each, payment of which shall be made in lawful currency of the United States, and in the manner following, to wit: Ten per centum of each share subscribed shall be paid at the time of subscription, of which fund a portion shall be used to defray all necessary expenses incurred by solicitations of subscriptions, et cetera, and the further sum of five dollars on each share within sixty days thereafter; the residue to be paid in such instalments as by the by-laws of said corporation shall be directed; the said corporation to have full authority to make all such by-laws as they shall deem proper for the collection of such residue.

SECTION 3. If any subscriber, his or her assignee or transferee shall refuse or neglect to pay the first or any subsequent instalment called for and demanded by the directors of said company, for the space of sixty days after the same shall be

Authorized to have a joint stock capital.

Capital to be divided into shares of \$25.

How shares to be paid.

Failure to pay instalments.

payable, such subscriber, his or her assignee or transferee, shall forfeit each and every share on which payment shall not have been made, or shall be liable to suit therefor, with one per centum a month interest thereon, in the same manner as debts of the like amount are now recoverable.

SECTION 4. The affairs of said company shall be managed jointly by ten directors, three of whom shall be chosen from the stockholders annually, their elections to be at the same time and place and in the same manner as the present directors of the cattle insurance company, seven in number, are now chosen; all voting shall be done by ballot, each stockholder having one vote for each share not exceeding ten, and every five shares over ten having one additional vote; no stockholder shall vote by proxy, or shall be permitted to vote for more than three directors, who shall be stockholders, unless he be a member of the said company in the manner prescribed in its present charter; in case of the death or resignation of a director, the vacancy occasioned thereby shall be filled by the remaining directors.

Management.

Election of directors.

Votes.

Vacancies.

SECTION 5. Immediately upon the passage of this act the directors of the Sunbury Cattle Insurance Company, and C. A. Reimensnyder, Lloyd T. Rohrbach and D. T. Kiels, or any five of them, shall have power to open books for receiving subscriptions to the capital stock of said company, in the manner provided in the act of assembly, approved April second, one thousand eight hundred and fifty-six, and relating to the incorporation of insurance companies, except so far as the provisions of the same are inconsistent with this act.

Subscriptions to capital stock.

SECTION 6. Whenever one-half of the number of shares herein authorized shall be subscribed, and ten per centum of the amount so subscribed paid in, the said above-named commissioners, C. A. Reimensnyder, Lloyd T. Rohrbach and D. T. Kiels, shall become and are hereby made directors in the said cattle insurance company, and shall be entitled to the same rights and privileges as the present directors of said company, their term of the office to continue until the next annual election thereafter of directors in said company.

Certain persons made directors when one-half shares are subscribed, &c.

SECTION 7. That this act is in no way to rescind or limit the rights, powers and immunities of the present charter of incorporation of the Sunbury Cattle Insurance Company, but is intended as a supplement thereto, and to extend the powers therein granted.

Act not to rescind present charter.

SECTION 8. That in addition to the powers granted in the original charter of the Sunbury Cattle Insurance Company by the court of common pleas of Northumberland county, to which this is a supplement, it shall be lawful for the president and directors of said company, whenever they see proper so to do, to take risks of insurance and issue policies of insurance therefor against all kinds of loss by fire, on all kinds of buildings, merchandise and other property, either limited or perpetual, and to take all such risks at such rate per cent. and such premiums as by the by-laws of such company shall be directed.

President and directors may take risks against losses by fire.

SECTION 9. The business of the Sunbury Cattle Insurance Company, in connection with the joint stock capital author-

How business to be conducted.

ized by this act, shall be conducted upon the mutual principle exclusively.

Authorized to purchase real estate and erect buildings.

SECTION 10. The said company shall have the right to purchase real estate, and to erect thereon a suitable building or buildings, not to exceed in cost the amount of capital stock subscribed, in which to transact their business, and for such other purposes as they may deem proper.

Directors authorized to borrow money.

SECTION 11. The directors of said company shall have the power to borrow money for the erection of said building or buildings, and to secure it by mortgage: *Provided*, They pay no more than six per cent. on such loan or loans.

Money subscribed on capital stock to be used in erection of buildings, &c.

SECTION 12. That the money subscribed upon the capital stock shall be used for the better security of the stockholders in the erection of said building or buildings, and in the payment of all expenses therefor, including mortgages executed for the loan of money, as above authorized; and that the said stock shall be a lien upon said building, each holder of stock having a lien upon said building and lot or lots of ground, to the amount of stock subscribed and paid in.

Stock to be lien on building.

How rents and profits of buildings to be appropriated.

SECTION 13. That the rents and profits of said building or buildings shall be appropriated, first to the payment of all debts against said building or buildings, and after their discharge, to the payment of interest on the capital stock paid in.

Privileges, &c.

SECTION 14. The said company shall be entitled to all the privileges, and all its affairs shall be managed in accordance with the provisions of the act of assembly relating to insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, except so far as the same are inconsistent with this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 701.

An Act

To enable the borough of Oxford to purchase and complete gas and water works for said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Oxford, in the county of Chester, be and they are hereby authorized to purchase from the Oxford Gas and Water Company all their property, rights, privileges and franchises; and the Oxford Gas and Water Company is hereby authorized to sell the same to the burgess and town council aforesaid.

Burgess and council authorized to purchase property of Oxford gas and water company.

SECTION 2. That the burgess and town council of the borough of Oxford be and they are hereby authorized to borrow, for the use of said borough, a sum of money, not exceeding forty thousand dollars, and to issue bonds of the aforesaid borough as security for the said loan, with interest at a rate not to exceed seven per centum per annum, to enable said borough to complete said gas and water works: *Provided*, The said loan shall be applied to the purchase of the said Oxford Gas and Water Company, and to the objects specified in this act: *And provided further*, That the bonds shall be issued in sums not less than one hundred dollars each, payable in twenty years, and be exempt from taxation for county, municipal or school purposes.

Authorized to borrow money and issue bonds.

Proviso.

Proviso.

SECTION 3. That the said burgess and town council of Oxford borough are hereby authorized to levy a tax, not exceeding one per centum, to be applied to the payment of the interest of said bonds, and to provide a sinking fund for the payment of the interest thereof.

Authorized to levy tax.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 702.

An Act

To authorize the appointment of an additional notary public in the borough of Hamburg, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That in addition to those now provided for by law, the governor be and he is hereby authorized and empowered to appoint a notary public for Berks county, who shall reside in the borough of Hamburg, in said county, with full power to

transact, do and perform all the duties appertaining to the office of notary public.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 703.

An Act

Relating to a justice of the peace in the borough of Middleburg, county of Snyder.

WHEREAS, Andrew J. Peters, one of the justices of the peace in and for the borough of Middleburg, in the county of Snyder, duly commissioned and qualified the ninth day of April, Anno Domini one thousand eight hundred and sixty-seven, will on the first day of April, one thousand eight hundred and seventy, remove outside the present limits of said borough:

And whereas, The said A. J. Peters being also appointed clerk to the commissioners in and for said county, will continue to hold and occupy his law office in the court house within the limits of said borough; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said Andrew J. Peters be and he is hereby authorized to hold and exercise the functions and acts in law, as a justice of the peace, the same as if he had not removed out of boundaries of said borough; and that he is hereby authorized to locate his said office at any place either within the boundaries of said borough of Middleburg or Franklin township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 704.

An Act

To extend to Venango county the provisions of an act to authorize the sale of lands in Sandy Creek township, Venango county, for poor taxes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act to authorize the sale of lands in Sandy Creek township, Venango county, for poor taxes, approved the nineteenth day of February, one thousand eight hundred and seventy, be and the same are hereby extended to the county of Venango, or to all the townships thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 705.

A Further Supplement

To the act, entitled "An Act authorizing the governor to incorporate a company for making an artificial road from the bank of the river Susquehanna, opposite Harrisburg, to Pittsburg," and the several supplements thereto, making Stoystown a point in lieu of Somers-et, and granting a charter to the president, managers and company of the Bedford and Stoystown Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that part of section ten of said act, passed the twenty-fourth day of February, Anno Domini one thousand eight hundred and six, to which this is a supplement, which requires that the president and managers shall cause twenty-two feet of the road to be made an artificial road, be and the same is hereby repealed; and the said president and managers shall not be required to make the artificial road more than

twelve feet in breadth, with a solid surface, top dressed with gravel, sand or earth, or such material as can be had from the adjoining lands.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 706.

An Act

To authorize the Citizens' Passenger Railway Company of Pittsburg to use steam as a motive power, and to extend their road and purchase and lease other railways.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Citizens' Passenger Railway Company of Pittsburg shall have power, and are hereby authorized, to use steam as a motive power on and over any portion of their road which they are hereby empowered to construct and operate and which may hereafter be constructed, from a point at or near the Sharpsburg bridge to a point at or near Liberty Hall, in East Liberty, (now Pittsburg,) by such road or routes as may be selected by said company, outside of the boundary line or limit of the city of Pittsburg, as defined prior to the passage of the act of assembly, entitled "A further supplement to the act incorporating the city of Pittsburg, et cetera," approved April sixth, one thousand eight hundred and sixty-seven, as also on and over that portion of said road now constructed, between said company's stables, in the Seventeenth ward, in said city, and the borough of Sharpsburg: *Provided*, That before such power shall be used a majority of the persons owning property or residing adjoining the line or location of the route selected or operated by the said company shall signify their assent thereto in writing, which shall be recorded in the recorder's office of Allegheny county, upon presentation to the recorder of said county, with an affidavit that said signatures are genuine, and that the persons signing the same are a majority of the persons owning property or residing adjoining said line: *Provided however*, That steam shall not be used on any part of Penn avenue, in said city.

Authorized to use steam as a motive power.

Proviso.

Proviso.

SECTION 2. Said company shall be authorized to extend their road from its present terminus, at the corner of Sixth and Penn streets, via Cecil's alley or Fifth street, so as to connect with the People's Passenger railroad, at the corner of Fifth street and Liberty street, whenever said People's Passenger railway shall be constructed and in operation: *Provided*, The consent of the councils of the city of Pittsburg shall be first had and obtained, as required by the original charter of said company.

Authorized to extend their road.

Proviso.

SECTION 3. That the said company be and is hereby authorized and empowered to purchase or lease the property, rights and franchises of any other passenger railway company whose track or route now connects or may hereafter connect with the track or route of the said Citizens' Passenger Railway Company, or the track or route of any company so purchased or leased; and to hold and enjoy the railway, property, rights franchises, et cetera, so purchased or leased, with the same rights and privileges, and subject to the same restrictions as were held, enjoyed and limited by and in respect to the company of which the property, et cetera, may be so purchased or leased; and it shall be lawful for the railway company or companies, the property, et cetera, of which the said Citizens' Passenger Railway Company may agree to purchase or lease as aforesaid, to make and consummate such sale or lease: *Provided*, The assent thereto of a majority of the stockholders thereof, at a meeting called for that purpose, be first obtained.

Authorized to purchase or lease other railways.

SECTION 4. That so much of the act of assembly incorporating the Citizens' Passenger Railway Company, approved the twenty-second day of March, Anno Domini one thousand eight hundred fifty-nine, as prohibits the use of steam power or locomotive engines on said road, or is otherwise inconsistent herewith, is hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 707.

An Act

In relation to transcribing the survey books of Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the judges of the court of common pleas of Butler county to appoint a committee of three suitable persons to examine the transcribing of the survey books of the said county, done by David Scott, esquire, and report to the said court the compensation he should receive therefor; and if the said court approved the same, the county of Butler shall pay the sum so fixed to the said David Scott.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W GEARY.

No. 708.

An Act

Supplemental to an act, entitled "An Act to incorporate the People's Passenger Railway Company of Pittsburg," approved April tenth, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the People's Passenger Railway Company of Pittsburg shall have the power and are hereby authorized to change its route as defined, or set forth in the act, entitled "An Act to incorporate the People's Passenger Railway Company of Pittsburg," approved April tenth, one thousand eight hundred and sixty-eight, and supplement thereto, approved March sixteenth, one thousand eight hundred and seventy, and to construct and operate its railway without conditions or restrictions other than is set forth in the supplement aforesaid, upon the following described route, viz: Commencing at the

Authorized to
change route.

corner of Fifth and Liberty streets, in said city of Pittsburg; thence along Liberty street or avenue to its intersection with the Two Mile run or boundary, now called Thirty-third street; thence leaving Liberty street or avenue by such route or routes eastwardly as may be selected by said company, except Liberty or Friendship avenues, to a terminus in said city or Wilkens township, at or near Wilkensburg.

SECTION 2. That so much of the original and supplemental acts aforesaid as is inconsistent herewith be and the same is hereby repealed. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 709.

An Act

To prevent the taking of fish otherwise than by hook and line in a portion of Ten Mile creek.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall not be lawful for any person or persons to take fish by seine, dragnet, setnet, or by spear or gid, or otherwise than by hook and line, out of the waters of the North Fork of Ten Mile creek, from the breast of John Corbet's dam, near Clarksville, to Martin's mill, in Amwell township, in Washington county.

Taking fish except by hook and line, prohibited.

SECTION 2. That any person or persons offending against the provisions of the preceding section shall be liable, upon conviction thereof by summary process before any justice of the peace for this commonwealth, to a penalty of thirty dollars, one-third to the informer, one-third to the constable who may make the arrest, and the balance to the school fund of the school district in which the offence may have been committed.

Penalty for offending against provisions of act.

SECTION 3. It shall be the duty of any constable to whose attention a violation of the provisions of this act is called, immediately to report the same to the nearest justice of the peace, and upon warrant issued to arrest the offender or offenders and bring him or them before said justice for trial; and any constable who fails so to report a case of offence under this act, when notified as aforesaid, shall himself be liable to a pen-

Duty of constables.

alty of ten dollars, to be recovered as like penalties are now recoverable by law.

Payment of
costs upon fail-
ure to establish
guilt, relative
to.

SECTION 4. That upon failure to establish the guilt of any person or persons charged with violating the provisions of this act, the costs allowed by the existing fee bill of the commonwealth shall be paid by the original informer, or the accused, or both of them, at the discretion of the justice.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 710.

An Act

Relating to the Second South-western Building Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the charter of the Second South-western Building Association be and the same is hereby extended for twenty years; and the said society shall have the right to issue five thousand shares of stock, and receive deposits equal to the amount of the cash capital paid in.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 711.

An Act

To authorize the school directors of Renovo borough, Clinton county, to levy and collect a bounty tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Renovo borough, Clinton county, are hereby authorized and empowered to levy and collect a sum of not more than two per centum, in any one year, on the dollar of the assessed valuation of all real and personal estates, offices, trades and occupations as adjusted for the county tax by the laws of this commonwealth, and after the same manner as school taxes are by law collected, to pay the outstanding bonds and indebtedness, with the interest and expenses due for bounty purposes, for volunteers in the late war. Authorized to levy tax.

SECTION 2. That any surplus which may be remaining in the hands of the treasurer of said funds, after the payment of all bonds, debts and expenses aforesaid, shall be transferred to the school funds and used for school purposes. How surplus funds to be used.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 712.

A Supplement

To an act, entitled "An Act to prevent cattle, horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, Montgomery county, and the townships of Upper and Lower Nazareth, in the county of Northampton," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

- Act extended. That the provisions of an act, entitled "An Act to prevent cattle, horses, mules, sheep and hogs from running at large in Upper and Lower Merion townships, Montgomery county, and the townships of Upper and Lower Nazareth, in the county of Northampton," approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same are hereby extended to the townships of Limerick, Horsham and Pottsgrove, in the county of Montgomery.
- Exception. SECTION 2. Except the head of any family shall be allowed to have one cow exempt from this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 713.

An Act

To incorporate the Milford and Matamoras Railroad Company.

- Commissioners. SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry S. Mott, D. M. Van Auken, John C. Westbrook, William Westfall, George H. Rowland, Jacob C. Westfall, James W. Quick, Jacob H. Dimmick, R. J. Menner, Phineas Arnold, James Brown and C. F. Eldred, or any six of them, be and they are hereby appointed commissioners, to open books and receive subscriptions, and organize a company, by the name, style and title of the Milford and Matamoras Railroad Company, with power to construct a railroad from a point in or near Milford, in the county of Pike and state of Pennsylvania, thence northerly, by such route as the directors may deem best, to the village of Matamoras, in the county of Pike; and the said railroad shall connect with the Erie railway at the railroad bridge now erected at the said village of Matamoras.
- Title. Construction of railroad authorized.
- To connect with Erie railway.
- Capital stock. SECTION 2. That the capital stock of said company shall consist of three hundred thousand dollars, in shares of fifty dollars each.
- Directors authorized to borrow money and issue bonds. SECTION 3. That the directors of said company be authorized to borrow, from time to time, such sums of money as to them may seem necessary to provide for the construction and

equipment of said railroad, and to issue bonds therefor, in sums not less than fifty dollars each, at a rate of interest not exceeding seven per cent. per annum, to be redeemed at such time and place as the directors may agree upon, and may secure the same by one or more mortgages, from time to time, upon the whole or any part or parts of said railroad hereby authorized, and upon all or part of the estate, real and personal, acquired or to be acquired, thereto belonging, and upon all the corporate franchises thereof or such part as may be mortgaged.

SECTION 4. That the said Milford and Matamoras Railroad Privileges, &c. Company shall be, in respect to the construction of its said railroad, entitled to all the privileges conferred by and be governed by all the restrictions contained in the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and shall be entitled to all the rights conferred by all the general laws of the commonwealth relating to railroad companies.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 714.

An Act

To authorize the trustees of the First Presbyterian church, in Sunbury, Northumberland county, to sell and convey certain real estate.

WHEREAS, The right and title to the southern half part of a lot of ground in the borough of Sunbury, Northumberland county, number one hundred and sixty-nine, whereon are erected a brick church and lecture room, has long since been vested in the congregation of the Presbyterian church in said borough: Preamble.

And whereas, The said congregation was incorporated by the proper court of said county, on the first day of November, eighteen hundred and sixty-nine, under the name, style and title of the First Presbyterian Church of the borough of Sunbury:

And whereas, The said congregation have purchased another lot in the said borough, more eligibly and favorably

situated, and are preparing to erect a church edifice thereon, are desirous of selling the half lot of ground now owned and occupied by them; therefore,

Trustees authorized to sell and convey real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the said church be and they are hereby authorized and empowered to sell and convey, in fee simple, all that southern half part of all that certain lot or piece of ground, in the borough of Sunbury, upon said number one hundred and sixty-nine, fronting on and adjoining Chestnut street on the south, Mrs. Maria Billington on the west, the other half part of said lot belonging to the order of Free Masons, on the north and Third street on the east, so that the purchaser or purchasers thereof shall take and hold the premises so conveyed to him or them, without any liability whatever on his or their part to see to the application of the purchase money; and such conveyance or conveyances shall vest a perfect and indefeasible title to the premises, so sold and conveyed, in the purchaser or purchasers thereof.

Appropriation of proceeds of sale, relative to.

SECTION 2. That the said trustees are hereby authorized to invest the money arising from such sale in the building of a new church, or to appropriate the same to such purposes as will best subserve the interests of said congregation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 715.

An Act

To authorize Thomas Mellon, of Allegheny county, to construct a wire suspension bridge across the Youghiogheny river, at his coal property in Elizabeth township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas Mellon, of Allegheny county, is hereby authorized to construct a wire suspension, inclined plane or coal pit wagon suspension bridge across the Youghiogheny river, at his coal property above Buena Vista, in Elizabeth township, in said county: *Provided*, It shall be so constructed as not

to obstruct the channel of the river for navigation, and shall not be used for taking toll or other purpose than conveying his coal across the river from the mine, or material to the same.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 716.

An Act

Relating to deserted wives and children in Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That if any man shall separate himself from his wife without reasonable cause, or shall desert his children, or if any woman shall desert her children, leaving them a charge upon the said county, in any such case it shall be lawful for any justice of the peace of the county, upon complaint made by the directors of the poor and of the house of employment of the county of Schuylkill, to issue their warrant to such directors, therein authorizing them to take and seize so much of the goods and chattels, rights and credits, and take possession of such lands and tenements of such man or woman, as in the judgment of such magistrate shall be sufficient to provide for such wife and to maintain and bring up such children, which sum or amount shall be specified in such warrant; but if sufficient real and personal estate cannot be found, then to take the body of such man or woman and bring him or her before such magistrate, at a time to be specified in such warrant.

Justices may issue warrants upon complaint of poor directors.

Warrants to authorize seizure of property, or arrest of persons.

SECTION 2. It shall be lawful for such magistrate, on the return of such warrant, to require security from such man or woman for his or her appearance at the next term of quarter sessions of the county, there to abide the order of the court, and for want of such security to commit such person to the jail of the county.

Magistrates may require security for appearance at court.

SECTION 3. The warrant aforesaid shall be returned to the next court of quarter sessions of the county, when it shall be lawful for the said court to make an order for the payment of such sums as they shall think reasonable for the purpose aforesaid, and therein authorizing the said directors to dispose of

Powers of court of quarter sessions.

the goods and chattels, rights and credits, lands and tenements aforesaid, by sale or otherwise, or so much of either or any thereof as in the judgment of the court shall be sufficient for the purpose aforesaid; but if there be no real or personal estate, it shall be lawful for the court to commit such person to the jail of the county, there to remain until he or she comply with such order, give security for the performance thereof, or be discharged by due course of law.

Directors to notify garnishees when rights and credits have been seized.

Garnishees to pay over, or enter security for amounts in their hands.

SECTION 4. That when any warrant of seizure shall have been issued, and rights and credits seized, the said directors shall give notice thereof to the garnishee, or person in whose hands the rights and credits of the defendant shall be; which said garnishee shall forthwith pay over to the said directors the amount of such rights and credits, if the amount thereof shall be then payable, to abide the order and decree of the court of quarter sessions in and for the said county; and if the amount of the said rights and credits shall not be payable until a future day, then and in that case the said garnishee shall be responsible for the said amount, and shall give such security, in the nature of a recognizance, to the said directors, as the justice issuing the said warrant or the said court shall direct, for a compliance with the order of the said court, to be made upon the said warrant of seizure; and if the terms of such recognizance shall not be complied with, the said directors shall and may proceed to recover the amount, for the use of the poor, by action of debt, in such manner as other sums of equal amount are by law recoverable.

Proceedings when garnishees dispute the amounts of rights and credits, &c.

SECTION 5. That if such garnishee shall dispute the amount of such rights and credits, or shall deny that he is indebted to the defendant, in such warrant and seizure, the said directors may file interrogatories in the said court, directed to the said garnishee, and give him notice thereof, which said interrogatories he shall answer in writing, upon oath or affirmation, within such time as the court shall direct; and if the said garnishee shall refuse or omit to answer as aforesaid, he shall forfeit and pay such a sum of money to the said directors, for the use of the poor, as the court shall order and direct, or in default thereof shall be imprisoned in the county prison of said county not more than six months or less than three months; and if the said directors shall be satisfied with the said answers, and be willing to receive the amount admitted to be due to the defendant in the said warrant of seizure, in case the said warrant shall be confirmed by the court, the said garnishee shall forthwith, or as soon as it is payable, pay the said amount to the said directors, to be disposed of according to law, or in default thereof the said court shall issue an attachment to compel the said payment; but if the said directors shall be dissatisfied with the said answers, and dispute the facts contained therein, the said court shall appoint three persons to ascertain the amount of such rights and credits, whose report shall be filed in the said court, and shall be final, unless appealed from within twenty days from the time of the filing of said report; but if either party shall appeal from the said report, the said court shall forthwith transmit all the proceedings in the said case to the court of common-pleas of said

county for trial by jury; which said court shall fix a particular day for the trial of said case at the first court after the proceedings shall have been so transmitted, upon application of the said directors, and the verdict and judgment thereon shall be final and conclusive, to the parties, and shall and may be enforced by execution from the said court of common pleas to recover the amount so found by the jury.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 717.

An Act

To incorporate the New Freedom and Maryland Line Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That M. W. Bahn, S. G. Hildebrand, Lewis Grove, George W. Burton, Henry F. Hoffacker, David Hershey, E. W. Free, Henry Wilhelm, Charles Prosser, Michael Wilhelm, Peter Klinefelter, Jacob Lammott, Joseph R. Miller, J. C. Reeling and Peter Ruhl, of York county, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions of stock and organize a company, by the name, style and title of the New Freedom and Maryland Line Railroad Company, with all the powers and subject to all the provisions of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the supplements thereto, except so far as herein otherwise provided.

SECTION 2. That the capital stock of said company shall be one hundred thousand dollars, in two thousand shares, of fifty dollars each.

SECTION 3. That the same company shall have the right to build and construct a single or double track railroad, from a point on the Northern Central railway, at or near New Freedom, in the county of York, to a point on the Maryland state line, near Henry Keeney's ore bank, and to connect with any railroad now constructed or that may at any time hereafter

be constructed at either end or any intermediate point on the line or route thereof.

Authorized to
issue additional
shares of capital
stock.

Authorized to
borrow money
and issue bonds.

When to com-
mence construc-
tion.

SECTION 4. The said company may from time to time, by a vote of the stockholders at a meeting called for that purpose, issue such additional shares of capital stock as may be necessary to construct and fully equip the said road and carry out the true intent and meaning of this act; and the stock so issued shall in all respects stand upon an equal footing with the original stock thereof; and the said company shall be and are authorized to borrow money at any time to an amount not exceeding the paid up stock thereof, and issue their bonds therefor in sums not less than one hundred dollars each, bearing any rate of interest not exceeding seven per centum per annum, and to secure the payment of the principal and interest thereof by a mortgage or mortgages upon the road, property and franchises of said company.

SECTION 5. That the said company shall commence the construction of their road within three years from the date of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 718.

An Act

To extend the boundary of Lower Guysuta island, in the Allegheny river, and authorizing the officers of the land office to issue a warrant and patent for the addition to said island.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all that certain piece of land situated in the Allegheny river, in Indiana township, Allegheny county, Pennsylvania, and bounded and described as follows, namely: Beginning at a post at the south-westerly corner of Lower Guysuta island; thence north seventy-three degrees west fifty-six and twenty-hundredths perches; thence north thirty-nine and one-half degrees west three and fifty-hundredths perches; thence north nineteen degrees west four perches; thence north thirteen degrees east two and twenty-hundredths perches; thence north thirty degrees east four perches; thence north sixty-seven and

one-half degrees east three and fifty-hundredths perches; thence south seventy-seven degrees east fifty-six and forty-hundredths perches to a post, at the north-westerly corner of Lower Guysuta island; thence south thirteen degrees west seventeen and seventy-five hundredths perches, to the place of beginning, containing five acres and one hundred and twenty-two perches, is hereby erected into and made part of Lower Guysuta island; and the surveyor general of this commonwealth, upon application made for a warrant and patent for the same, shall appoint three disinterested, reputable persons to estimate the value thereof, who shall, before they enter on their duties, take an oath or affirmation before a justice of the peace of the proper county, or some other person legally qualified to administer the same, that they will make a true valuation of all the land herein described and made part of Lower Guysuta island, which persons so sworn or affirmed, or any two of them, having agreed on the real valuation, having regard to the soil, woods and fisheries and local situation thereof, shall certify the same under their hands, directed to the surveyor general, who shall, thereupon, issue a warrant for the same to such applicant; such applicant having first paid to this commonwealth at least one-third part of the amount of the valuation taken as aforesaid; the balance of the purchase money shall be a lien on the land applied for until paid, with legal interest; and when the last payment is made, or when the whole amount of the valuation shall be paid into the receiver general's office of this commonwealth, which shall be within four years after the date of the warrant, a patent shall then issue to such applicant, he paying the usual fees of office.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 719.

An Act

Authorizing the commissioners of Monroe county to borrow money to build a new county jail.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That the commissioners of the county of Monroe be and they are hereby authorized and empowered to borrow, on the credit of the said county, for the purpose of building a new jail, any sum or sums of money, as they may deem advisable, not exceeding in all the sum forty thousand dollars, and at any rate of interest not exceeding seven per centum per annum, and to issue bonds for securing the payment of the same; and that the money so borrowed shall be exempt from all taxation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 720.

An Act

To incorporate the Industrial Aid Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Joseph J. Canavan, Edward C. Cook, Michael Mullin, Andrew Riddle, John M'Donald, their associates, successors and assigns, be and they are hereby enacted a body corporate and politic in law, by the name, style and title of the Industrial Aid Company, and by that name and title shall be known and have perpetual succession, and be capable of suing and being sued, impleading and being impleaded, and of purchasing, receiving, using, holding, granting and conveying property, real, personal and mixed, and to develop lands now occupied, and improve the same by the erection of dwellings, tenant houses and cottages, so as to assist industrious, provident mechanics, and others of limited means, who may become stockholders or subscribers, to secure a home-
stead, and also to sell, lease or dispose of any part of their property, real, personal or mixed, improved or unimproved: *Provided*, That the said company shall at no time own more than five hundred acres of land in this commonwealth.

Title.

Powers and
privileges.

Capital stock.

SECTION 2. That the capital stock of the said company shall be one hundred thousand dollars, with the privilege of increasing the same from time to time to (\$500,000) five hun-

dred thousand dollars, the shares of which shall not be less than five (5) dollars each; which capital stock or shares may be appropriated to the purposes set forth in section one of this act, and be sold at such price and on such terms as the company may determine, and shall not be subject to further assessments or calls.

SECTION 3. That the said company shall have power to create mortgages on any part or the whole of their property, with or without coupon bonds, at the lawful rate of interest of the commonwealth, and may increase their resources from time to time by borrowing money upon pledge of their property or without such pledge.

Authorized to create mortgages and borrow money.

SECTION 4. That the said corporation shall have the right to fix the number of directors by their by-laws, a majority of whom shall be a quorum, one of whom shall be president, and they shall hold their office until their successors shall be duly elected.

Directors.

SECTION 5. That the said corporation shall be and they are hereby authorized to make all such by-laws and regulations to enable them to carry out the business and objects of the corporation as they may deem proper, and to alter and amend the same at pleasure; but no by-laws or regulations shall be made contravening the constitutions of this commonwealth or of the United States; they may fix and elect or appoint their own officers and agents and remove them at pleasure; may adopt a corporate seal and alter the same; may make and issue capital stock and sell the same, and fix the amount of shares and the par value of the same, and issue certificates therefor, representing value in their property, in such form and subject to such regulations as they from time to time may prescribe; may, in the disposal of the property held by it, have the power to sell, dispose or allot the same, at either public or private sale, to stockholders, subscribers or purchasers, at such price or prices and on such terms and conditions, for cash or on credit, as may be agreed upon, and to that end regulate and prescribe in what form and manner their contracts, agreements and obligations shall be made; all of which shall be properly provided for in and by the rules, regulations and by-laws of the said company; may by a vote of two-thirds in interest of the stockholders, voting at any meeting of stockholders, called by any ten stockholders for that purpose, remove any director, officer or agent, and appoint a successor or successors to fill the vacancy or vacancies so made.

By-laws and regulations.

Officers and agents.

Seal.

Disposal of property.

Removal of directors, &c.

SECTION 6. That the principal office of said company shall be in the city of Philadelphia; and that nothing herein granted shall be construed into conferring any banking privileges whatever.

Principal office.

SECTION 7. That the stockholders shall be individually liable for materials furnished and labor performed only to the amount remaining unpaid on the stock held by them respectively; and further, that in every case where the said company shall agree to aid any contractor by advancing money to such contractor, or by guaranteeing the execution of a contract for the building, construction or equipment of pub-

Individual liability of stockholders.

May appoint its
own officers to
execute con-
tracts.

Letters patent.

lic or priyate improvements, or for materials furnished or contracted to be furnished, it shall be lawful for the said company to take such measures as will tend to secure the full and faithful performance of the contract; and the said company may to that end appoint its own officers, agent or superintendent, to execute the contract, in place of the contractor so aided and guaranteed, saving, nevertheless, to all parties their just rights under the contracts according to their true intent and meaning.

SECTION 8. That the governor is hereby authorized and empowered to issue letters patent to the said company when fifty thousand (\$50,000) dollars has been subscribed and five (5) per cent. paid thereon into the said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 721.

An Act

To incorporate the Greenwich Oil Refinery and Storage Company.

Corporators.

Name.

Powers and
privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Alfred H. Logan, George H. Christian, William M. Sinclair, Albert Hancock, Charles Witthoff, John P. Logan, H. P. Rutter, and their associates and successors, be and they are hereby incorporated into a company, to be called the Greenwich Oil Refinery and Storage Company, and by the same name, style and title shall have perpetual succession, with all the privileges, franchises and immunities incident to a corporation, and be able to sue and be sued and be impleaded in all courts of record, and to purchase, have, hold, receive, use and enjoy goods, chattels and estates, real and personal, and the same from time to time sell, exchange, mortgage, grant, alien or otherwise convey and dispose of, and also to make and have a common seal and renew or alter the same at pleasure, and generally to do all and singular the matters and things which to the said corporation shall law-

fully appertain to do for the well being thereof, not being contrary to the constitution and laws of the United States or of this commonwealth: *Provided*, That nothing herein contained shall be construed as in any way to give or confer any banking privileges whatever; and that the said corporation shall not purchase or hold real estate to exceed fifty (50) acres.

SECTION 2. That the capital stock of the said company shall consist of one thousand (1,000) shares, of one hundred dollars (\$100) each, and a majority of the stockholders of the said company may from time to time, at a meeting called for that purpose, increase the capital stock of said company to such amount or amounts, not exceeding in any event five hundred thousand dollars, (\$500,000,) as in their opinion may be necessary to complete the work and carry on the business of the said company; the corporators shall within six (6) months meet and dispose of said shares and issue certificates therefor to the subscribers, assessing such payment or payments upon the same as they may deem necessary, and the said shares of stock and the holders thereof shall be exempt from any further or future assessment.

Capital stock.

SECTION 3. That the said company shall have the right for themselves or agents, upon commission or otherwise, to purchase, sell or otherwise dispose of all petroleum and mineral oils, crude and manufactured or refined, and store, insure, ship and transport the same, as well as oil that they may refine and manufacture, and shall hold, use and occupy such lands as may be necessary to construct suitable works, tanks, reservoirs, machinery, buildings, store-houses, wharves and docks as may be necessary for the refining, manufacturing, storage, shipment and transportation of said petroleum or mineral oils: *Provided*, That the said company shall not manufacture, refine, store, ship or transport, nor erect any works for the manufacture and refining of oil in any section, location or place where the same is prohibited by law.

Further powers.

SECTION 4. That the corporators hereinbefore named shall select from their number five persons to serve as directors of the company, until a like number of directors shall be chosen from the stockholders of the company, who shall have power to elect a president from their number and a secretary and treasurer; and the corporators herein named, or a majority of them, shall organize the company and make, ordain and establish such by-laws, rules, orders and regulations and all such other matters and things as may be necessary to carry out the objects of the company and the proper government of the same.

Directors.

Organization,
by-laws, &c.

SECTION 5. That the said company shall have authority to issue bonds on the credit of the said company, not exceeding in amount one hundred thousand dollars, (\$100,000,) at a rate of interest not exceeding seven (7) per centum per annum, and in sums of not less than five hundred dollars (\$500) each, with coupons attached, and to dispose of the same at such price as they may deem proper, and shall have the power and authority to mortgage the property and franchises of the

Authorized to
issue and dis-
pose of bonds.May mortgage
property.

company to secure the principal and interest of the said bonds.

BUTLER B. STRANG,
Speaker of the House of Representatives.

H. JONES BROOKE,
Speaker of the Senate *pro tem*.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 722.

A Further Supplement

To an act to incorporate the Point Breeze Park Association, approved February eighth, one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Annual meet-
ing of members,
&c.

That after the annual meeting of members of said association, on the last Monday of April next, the said annual meetings shall be held on the last Monday of December in every year, the first meeting to be held on the last Monday of December, one thousand eight hundred and seventy; and after the annual election for president and directors of said association, on the first Monday of May next, the said annual election shall be held on the first Monday of January in every year, the first election to be held on the first Monday of January, one thousand eight hundred and seventy-one.

Act to be ap-
proved by ma-
jority of mem-
bers.

SECTION 2. That the provisions of this act shall not go into effect unless approved of by a majority of the members present at the annual meeting to be held in April next.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 723.

An Act

To incorporate the People's Savings Institution of Erie county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Greer, J. L. Brookins and E. E. Chambers, and all and every other person and persons who may hereafter become associated with them and their successors, shall be and they hereby are created a corporation and body politic in law and in fact, by the name and style of the People's Savings Institution of Erie county, and by that name shall be able to sue and be sued, plead and be impleaded in all courts of law and equity, and elsewhere, and to purchase, hold and enjoy, to them and their successors, lands, tenements and hereditaments, goods and chattels, and effects, of whatsoever kind or nature, and the same at any time to grant, sell and dispose of, and the proceeds to re-invest; and shall have power to make, execute and deliver all proper and legal conveyances and assurances, and to receive the same; and also to have, make and use a common seal, and the same to break, alter and renew at pleasure; and also to ordain, establish and put in execution all such by-laws, ordinances and regulations as may appear necessary and fit to subserve the interests of the corporation: *Provided*, The same be not contrary to the constitution or laws of the United States or of this commonwealth. The corporation hereby created shall have power to receive upon deposit for safe keeping, jewelry, plate, stocks, bonds, money and valuable property of every kind, upon terms to be prescribed by the by-laws of said corporation; and in addition to receiving the above deposits, the said corporation shall have power to receive and hold on deposit and in trust, and as security, on such terms as may be agreed upon by the contracting parties, estate, real, personal and mixed, and shall have power to dispose of the same according to the terms of such agreement; and also to purchase, collect, adjust, settle, sell and dispose of notes, bonds, obligations and accounts of states and individuals, and of companies and of corporations, in any place and at any time, and in any manner, and in any market, without proceeding in law or equity, and on such terms as may be agreed upon between them and the parties contracting with them; the office of said company shall be located at the borough of North-East, in the county of Erie.

Corporators.

Name.

Powers and privileges.

Office.

SECTION 2. The capital stock of said company shall consist of one thousand shares of stock of the value of fifty dollars each, being fifty thousand dollars, with the privilege to increase the same, by vote of the stockholders at an annual or special meeting, to one hundred thousand dollars; and the

Capital stock.

Subscriptions.	corporators, or a majority of them, named in the first section of this act, shall have power to open books for subscription, at such time and places as they may deem expedient; and when
Election of directors.	not less than two hundred shares shall have been subscribed, and twenty per centum thereon shall have been paid in, (active business shall not be commenced, however, until at least five thousand dollars have been paid in on the capital stock,) the shareholders may elect seven directors to serve until the next annual election or until their successors shall be duly elected
Power and authority of directors.	and qualified; and the board of directors so elected of said company, when it shall have been organized, may and they are hereby authorized and empowered to have and to exercise, in the name and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to, which liabilities are no more than for the payment to the company of the sum due or to become due on the shares held by them; and should the capital stock at any time be increased, the stockholders, at the time of such increase, upon the payment of the par value of the same, shall be entitled to <i>pro rata</i> shares of such increase.
Right of stockholders in case of increase of capital stock.	
Deposits by married women and minors.	SECTION 3. All married women and minors shall be competent to make deposits with the said corporation, and their checks, orders or receipts for the same on re-payment shall be a sufficient discharge to said corporation; and deposits so made by any married woman or minor shall not be subject to the claim of the husband of such married woman, or the parent or guardian of such minor; the said corporation shall have power to loan or invest the moneys deposited with them on real or personal security, as they shall deem for the best interest of the depositors and the corporation, and to make dividends of the profits amongst the members of the corporation from time to time as the officers shall deem expedient; that the affairs of the corporation shall be managed by a board of not less than seven nor more than thirteen directors, of whom a majority of the board for the time being shall constitute a quorum, who shall be chosen annually from amongst its members, as shall be provided in the by-laws; the board so chosen shall elect a president, secretary and treasurer, and such other officers and agents as they shall deem necessary for the well being of the said corporation, and shall prescribe their duties and fix their compensation, and fix the amount of their bail; and the said corporation shall, upon the order and direction of any court of record in the state of Pennsylvania, receive upon deposit such sum or sums of money, being and remaining in said court to abide its order and direction, as the said court may from time to time order and direct, and pay interest thereupon while the same shall remain on deposit, at such rate as the said court shall require, not exceeding six per centum per annum; and all the provisions of the third section of an act, entitled "A supplement to an act to incorporate the People's Savings Bank of Pittsburg, approved April seventeenth, Anno Domini one thousand eight hundred and sixty-six, authorizing said company to increase its capital stock," approved the twenty-fourth day of January,
Investment of moneys.	
Dividends.	
Management.	
Officers and agents.	
May receive upon deposit moneys paid into court.	
Certain provisions extended to.	

one thousand eight hundred and sixty-seven, and the powers thereby conferred, are hereby extended to the corporation hereby created: *Provided*, The said company shall pay the treasurer, for the use of the state, the bonus required by law on the sum required to be paid in previous to the organization, in four equal annual instalments, the first payment to be made in one year after the payment of the capital stock shall be made; and also a bonus on all subsequent payments on account of the capital stock of said company, on any increase thereof, as is or may be imposed by act of assembly, approved May first, one thousand eight hundred and sixty-eight; the powers hereby granted shall continue for twenty years and no longer: *And provided further*, That the stockholders shall be personally liable to an amount equal to the amount of their capital stock.

Bonus.

Limitation.

Personal liability of stockholders.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 724.

A Supplement

To the act of general assembly incorporating the Chester Wharf and Shipping Company, approved the third day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the capital stock of the said company shall be seven hundred and fifty thousand dollars, divided into shares of one hundred dollars each, with power to increase the same from time to time, by a vote of the stockholders, to an amount not exceeding one million of dollars; and that subscriptions to the stock may be paid in real or personal estate, appropriate to the business contemplated by the above recited act and this supplement, at a bona fide cash valuation, to be agreed upon by a majority, in interest, of the subscribers and stockholders.

Capital stock fixed.

How subscriptions may be paid.

SECTION 2. That the name of the Chester Wharf and Shipping Company be and the same is hereby changed to the Reaney Engineers and Ship Building Works of Chester, Pennsylvania; and all parts of the above recited act inconsistent with this supplement are hereby repealed: *Provided*, That said cor-

Name changed.

Bonus and taxes poration shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law upon such increased capital.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 725.

An Act

To provide for the payment of damages caused by the construction, repair and use of the North Branch canal, in the county of Wyoming, to lands of John Jackson and James Kelly.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to provide for the payment of damages caused by the construction, repair and use of the North Branch canal, in the county of Wyoming, to lands of James Bunnel," approved April sixth, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to damages caused to lands of John Jackson and James Kelly; and they are hereby authorized to bring suit upon the same terms and conditions granted to James Bunnel by authority of said act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 726.

An Act

To authorize the commissioners of Carbon county to dispose of their present court house site and public buildings, for the purpose of building a new court house and public buildings on another site.

WHEREAS, The court house of the county of Carbon, and the public offices connected therewith, have become inconvenient and insecure, and by reason of their present locality and proximity to the railroads there is difficulty and annoyance in the transaction of business therein during the sittings of the courts: Preamble.

And whereas, It will soon be necessary to make a large outlay of money in order to enlarge or re-build the public offices of said county, so that the records may be kept therein securely and safely:

And whereas, The lots on which the said court house and public offices are located were conveyed to said county on certain terms and conditions, viz: Upon and subject to the condition that if the seat of justice of the said county shall hereafter be removed from, or established elsewhere in the said county than at Mauch Chunk, then and in such case the title thereto shall be void, and the estate therein shall cease and determine:

And whereas, Certain parties have expressed a willingness to purchase said lots, on which the said court house and public offices are erected, subject to the title under which they are now held by the said county, and the other lots adjacent thereto and connected therewith, for a sum equal or nearly equal to the expense of erecting and constructing a new court house and public offices on a more eligible and better site, in said borough of Mauch Chunk:

And whereas, A like opportunity to sell may never again occur; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of said county, or any two of them, are hereby fully authorized and empowered, by and with the consent and approval of the judges of the court of common pleas of said county, to contract for the sale, and sell and convey, for a full and adequate price, the said lots and court house and public buildings erected thereon, and the lots adjoining the same, to such persons or bodies corporate as may be willing to purchase the same, on such terms and payments as the said parties to such sale and purchase may agree upon; and all unpaid purchase money is to remain a lien upon the premises until fully liquidated.

Commissioners may, with consent of judges of court, sell lots.

SECTION 2. That the proceeds of such sale shall be paid into the treasury of said county, and to be used for the purpose of How proceeds of sale to be used.

erecting and building a new court house and the necessary public offices in the said borough of Mauch Chunk; and the county treasurer shall not be allowed any commissions for receiving the proceeds of sale hereby authorized to be made.

May, with consent of judges, select site.

May contract for erection of building.

Contract price limited.

SECTION 3. That in the event of the sale as aforesaid, the said commissioners, or any two of them, with the consent and approval of the judges of said court, may select and determine upon a site for the erection and building of the said new court house and public offices, and for this purpose may enter into a contract for the erection and building of the same; and the said court house and public buildings may be erected on any other lots now owned by the said county, or on any lot or lots of ground which the borough of Mauch Chunk may offer to give to said county for the purpose, (the said borough authorities, for this purpose, are hereby authorized and empowered to make such deed and conveyance, in fee simple, to said county,) or on any other lot or lots, in said borough, that the said commissioners may purchase, and for which authority is hereby given: *Provided*, That the contract price for the erection and building of said new court house and public house shall not exceed the sum to be paid for the lots and buildings hereby authorized to be sold, in a sum exceeding five thousand dollars.

BUTLER B. STRANG.

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 727.

An Act

To incorporate the Beaver Falls Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Reeves, H. F. Reeves, R. T. Hermon, G. W. Morrison, Robert Duncan, Samuel Mason, — Fessenden, Henry M. Myers and Simon Harrold, or any three of them, are hereby appointed commissioners, who shall procure suitable books, and in each of them enter as follows, viz: We, whose names are hereunto subscribed, promise to pay to the Beaver Falls Water Company, the sum of twenty-five dollars for every share of stock set opposite our respective names, in such man-

Commissioners.

Form of subscriptions.

ner, and in such proportions, and at such times as shall be determined by the president and managers of said company, in pursuance of the act of assembly to incorporate the Beaver Falls Water Company. Witness our hands and seals the day of , Anno Domini one thousand eight hundred and

. And after they shall have given notice, for twenty days, Notice.
of the time and place, they shall open the said books to receive subscriptions for the stock of the said company, and

permit all persons of lawful age to subscribe for shares in said stock, until four thousand shall have been subscribed; Who may subscribe.
and the said commissioners who act shall have power to adjourn from time to time, as they shall deem expedient, until the said stock, or such part thereof as shall be necessary, shall have been subscribed.

SECTION 2. That when two (2) thousand shares of the stock shall have been subscribed, and five dollars paid on each share so subscribed, the said commissioners, or any three of them, shall certify the fact to the governor, with the names of the subscribers, and the number of shares by each of them subscribed, and the amount paid thereon; whereupon the governor shall, by letters patent, create and erect the subscribers, and such who may afterwards subscribe, to the number of four thousand shares, into a body politic and corporate in law, by the name, style and title of the Beaver Falls Water Company, Certificate to governor.
in which name they may sue and be sued, and have perpetual succession, may purchase, receive and have, to them and their successors, all goods, chattels and estates, real and personal, as may be necessary and proper for carrying into effect the objects and purposes of this incorporation, and the same from time to time to sell, mortgage or otherwise dispose of; Letters patent.
make dividends of the profits, as they may deem proper, and to make and use a common seal, and also to ordain and put in execution such by-laws and ordinances as shall be necessary and convenient for the government of the said company and the preservation and security of their works and property, Title.
they not being contrary to the laws of this state or the United States; and if penalties shall be inflicted by any such by-laws, Powers and privileges.
they shall be recovered as debts of like amount are recoverable, or punished as like officers are punished, and generally to do the matters and things which lawfully appertain for them to do for the well being of the company: *Provided*, That nothing herein contained shall be considered as in any way giving to said company any banking privileges whatever, or any franchises but such as are or may be necessary or incident to the distribution of water in the borough of Beaver Falls and vicinity.

SECTION 3. That when the letters patent shall have been obtained, the said commissioners shall give ten days' notice of a time and place for the stockholders to meet and organize the company, and to choose, by a majority of their votes, by ballot, in person or by proxy, one president and eight managers, who shall manage and conduct the business of the company until the second Monday of May, Anno Domini one thousand eight hundred and seventy-one, and until like officers shall be chosen. Organization.
Election of president and managers.

Meetings of
stockholders.

SECTION 4. That the stockholders shall meet annually, on the second Monday of May, at such place as the by-laws shall fix, of which public notice shall be given, and choose, by a majority of their votes, their officers for the ensuing year; and the stockholders shall meet at such other times as they may be summoned by the managers; at which annual or special meeting they shall have power to make, alter or repeal, by a majority of their votes, all by-laws, orders or regulations, and to adopt such measures regarding the interests of the company, as to them shall be deemed expedient, and which shall be carried into effect by the president and board of managers.

By-laws, &c.

Certificates of
stock.

SECTION 5. That the president and managers shall procure certificates of stock which, signed by the president and treasurer, and sealed with the corporate seal, shall be delivered to each stockholder, and which shall be transferable at his pleasure, in the presence of the president, treasurer or other person appointed by the company for that purpose, subject, however, to all payments due and to become due thereon; and when such assignment shall have been made and entered upon the books of the said company the holder shall be a member of the said company; and in every election or meeting the stockholders of the said company shall be entitled to one vote for each share of stock by him or her held.

Votes.

Failure to pay
instalments of
stock.

SECTION 6. That if any subscriber for stock or his assignee shall refuse or neglect to pay any instalment called for by the said company, at the place appointed, and the same shall remain unpaid for thirty days after the time appointed, he shall, in addition to the instalment called for, pay at the rate of three per cent. per month for delay; and if the same shall remain unpaid so long as that this penalty shall amount to the sum actually paid in by the said stockholder, it shall be in the power of said company to forfeit the said stock and the amount paid thereon, to be disposed of by the said company as will best promote their objects and interest.

Authorized to
erect works.

SECTION 7. That the said company shall have power to provide, erect and maintain all works and machinery or engines necessary or proper for raising and introducing, for the purpose of supplying the inhabitants residing within the said borough of Beaver Falls and vicinity, a sufficient supply of pure water; and the company are hereby authorized and empowered to enter upon, take and hold, for the purpose of this act, to them and their successors and assigns, in fee simple, or for any less estate, so much of the waters of any stream or streams, spring or springs, within five miles of said borough of Beaver Falls, or any lands, tenements or hereditaments to which the waters of said stream or streams, spring or springs may be appurtenant, or any real or personal estate or property which shall be necessary to them in the prosecution of their works: *Provided*, That the same shall not exceed twenty-five acres, making compensation for the same as hereinafter provided; and the said company may provide, erect and maintain all proper buildings, cisterns and reservoirs for the reception of the water to be introduced, and for this purpose they are authorized and empowered by themselves,

May take water
from streams,
and hold lands.

May erect build-
ings, &c.

their agents, engineers and workmen, and with their tools, carts, wagons and horses, to enter into such lands and enclosures, streets, lanes, alleys, roads and highways as may be necessary to occupy so as to obtain materials for the construction of the said works, and to occupy, ditch and lay pipes through the same, and the same from time to time to repair, as necessity shall require; and if any injury be done to private property, the said company shall make compensation therefor in the manner hereafter provided.

May enter upon lands to obtain materials and lay pipes.

SECTION 8. That if in the location of the said works an injury shall be done to private property, and the parties cannot agree upon the amount of compensation to be made to the owner, they may refer the subject to men mutually chosen by them, or either party may apply to the court of common pleas for the appointment of three judicious men to view the premises and make report to the court, whose award shall be subject to the right of appeal by either party, and when appealed from, to be tried as other cases are tried in which damages are claimed by the plaintiff, or if no appeal be entered by either party within twenty days from the date of the award, it shall have the effect of a judgment and be collected in like manner.

Proceedings in cases of disagreement as to damages.

SECTION 9. That when the said company shall have introduced water into said borough of Beaver Falls and vicinity, to supply all or any part of the inhabitants thereof, and shall have constructed the necessary buildings, reservoirs, fixtures, hydrants and pipes wherever they shall deem the same necessary and proper, they shall then fix and determine equitably uniform rates of prices to be paid by the citizens for the use of said water; and if the said rates be not paid according to the terms of the contract between the citizens who shall use the same and the company, the same may be collected by the said company as county rates and levies are now collected, or by action as debts of like amount are recoverable, at their option.

Authorized to fix rates of prices for use of water.

SECTION 10. That if any person or persons shall put or cause to be put, or in any way introduce into the dam or reservoir, spring or springs from which the water of said company is supplied, any noxious or offensive matter, or shall go in to swim or bathe in the same, or shall cut, deface or injure any part of the buildings, machinery or works of the said company, every such person shall pay a sum not less than five nor more than one hundred dollars, at the discretion of a magistrate, to be recovered as debts of like amount are recoverable, one-half for the use of the person who shall sue for the same, and the other half for the use of the company; and if the person against whom a judgment shall be rendered shall not pay the same, and no goods or chattels of his can be found upon which levy may be made to satisfy the same, then any person so offending shall be committed to the jail of the county of Beaver for any period not less than five nor more than sixty days.

Penalty for corrupting water, injuring buildings, &c.

SECTION 11. That said company, if necessity require, shall have power at any time to borrow any sum of money not exceeding fifty thousand dollars, to be applied to the prosecu-

Authorized to borrow money.

tion or improvement of the said work or works, and to pledge their goods and chattels, property, franchises and effects, by mortgage or otherwise, for the security and re-payment of the same.

Authorized to increase capital stock.

SECTION 12. That said company shall have the right and power to increase the capital thereof, if a majority of the stockholders shall so determine, at a meeting called for that purpose, to any sum not exceeding in the aggregate eight thousand shares or two hundred thousand dollars.

Failure to elect officers on day fixed.

SECTION 13. That any failure of the stockholders to elect their officers on the day fixed for the election of the same, shall not be taken or considered as working a dissolution of the corporation or a forfeiture of the rights and privileges granted by this act; but said officers may be elected at any subsequent time after due notice, and until such election is had the officers chosen at the last preceding election shall discharge the duties of their respective offices.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 728.

An Act

To provide for the improvement of Penn avenue, and other avenues and streets in the city of Pittsburg.

Election of commissioners authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the owners of property abutting on Penn avenue, in the city of Pittsburg, between Saint Mary's avenue and the eastern line of said city, shall be and are hereby authorized to elect five citizens of Pittsburg, owners of property abutting as aforesaid, to be known as commissioners of Penn avenue improvement, whose duty it shall be to control and superintend the grading, curbing and paving of that part of said avenue above-mentioned, and who shall serve without salary.

Duty of commissioners.

Who to conduct election.

When election to be held, &c.

SECTION 2. That A. J. Davis, George M'Williams and Robert Baxter shall be and are hereby appointed and authorized to conduct said election, which shall be held at such time and place as they or a majority of them shall appoint, not exceeding twenty days after the approval, by councils, of this act;

of which election they shall give public notice, ten days before said time, by advertisement in three daily newspapers of the city of Pittsburg, and by handbills posted in public and conspicuous places along the part of said avenue to be improved; and if any of said election officers shall fail to attend at the time and place appointed, the owners of property present shall select a person or persons to serve in his or their stead.

Notice.

How vacancies in election officers to be supplied.

SECTION 3. Said election shall be by ballot, endorsed upon the outside, "Penn avenue commissioners," and with the names of the persons voted for written or printed upon the inside thereof; each owner of property may vote for not more than five persons, and the five persons having the highest number of the votes cast, respectively, shall be declared to be elected; the officers conducting said election shall, before opening the polls, be duly sworn to faithfully perform the duties; they shall keep a list of persons voting, and shall, within three days after said election, furnish, to the persons elected, certificates of their election, with a notice of a time and place where and when they shall meet to organize for the purposes of their appointment, which time shall not be more than ten days after said election; and said election officers shall return the list of voters, with a certificate of the result, to the controller of the city of Pittsburg.

Mode of election

Officers to be sworn.

To keep list of voters, and furnish certificates of election with notice.

Returns of elections.

SECTION 4. The persons so elected shall meet at the time and place designated in the notice aforesaid, and shall organize by the selection of one of their number who shall act as president, and by the election of a secretary, who shall be one of their number or not, as said commissioners shall determine; and said secretary shall receive such compensation as the commissioners may determine.

Organization of board of commissioners.

SECTION 5. If any of said commissioners shall remove from the city, or cease to be a property owner as aforesaid, or shall neglect or refuse to attend, in succession, four regular meetings of the board, or meetings of which he shall have been duly notified, said commissioners shall be authorized to declare his position vacant; and if any vacancy shall occur in said board by death, resignation or otherwise, the remaining commissioners shall be authorized to fill the vacancy by the election of a suitable person, qualified as hereinbefore provided, and shall immediately thereafter notify the controller of the city of Pittsburg of such change; a majority of said commissioners shall constitute a quorum for the transaction of business.

Vacancies in board of commissioners.

Quorum.

SECTION 6. Said commissioners shall be and are hereby authorized to determine the kind and description of pavement to be used upon the part of said avenue to be improved, and to provide for the improvement of said avenue, from Saint Mary's avenue to the eastern line of the city; and for said purpose shall make and enter into contracts for furnishing materials, grading, curbing and paving of the said avenue, either for the entire work in one contract, or for parts thereof in separate and specified sections, as to them may seem best, and to superintend and control all work done in pursuance thereof, and to dispose of any surplus material obtained in the grad-

Commissioners may determine kind of pavement to be used, and provide for improving avenue.

Improvement to be uniform. ing thereof: *Provided*, That said improvement shall be uniform throughout the length to be improved, and shall conform to the grades of said avenue as now established, or as they may hereafter be established by the councils of the city of Pittsburgh.

How contracts to be made. SECTION 7. All contracts shall be made by said commissioners, in the name of the city of Pittsburg, and shall be made with the lowest and best bidder or bidders, upon sealed proposals, after public notice for not less than ten days, in three daily papers of the city of Pittsburg, and in such other papers as said commissioners may select; which notice shall contain a description of the kind and amount of work to be done, as nearly accurate as practicable, and the terms of payment, which shall be fixed by said commissioners.

Contractors to give security. SECTION 8. Each contractor shall be required to give bonds to the city of Pittsburg with sureties, to be approved by said commissioners, for the faithful performance of his contract; and said commissioners shall have power to institute suit in the name of the city of Pittsburg to enforce all contracts made by them.

Enforcement of contracts. SECTION 9. All contracts made by said commissioners, for the payment of money, shall provide for the payment out of the funds hereinafter provided for said improvement.

Contracts for payment of money. SECTION 10. It shall be the duty of the city engineer of Pittsburg to furnish to said commissioners the proper grades and lines, and to see that the work is done in accordance with the ordinance and regulations of the city as to grades and lines.

Duty of city engineer. SECTION 11. As soon as the grading and paving of said avenue, or any section thereof, shall have been completed to the satisfaction of said commissioners, they shall notify the city engineer of the fact, and said avenue, or part thereof, shall thereafter be under the control of the proper officers of said city of Pittsburg.

Commissioners to notify engineer when grading, &c., is completed. SECTION 12. For the purpose of providing for the payment of the cost and expense of said improvements, the said commissioners shall be authorized from time to time, as the work progresses, to make requisition upon the mayor of the city of Pittsburg for the issue of bonds of said city, in such sums as they deem best; and it shall be the duty of the said mayor to make and execute bonds in the name of said city, to an amount not exceeding the amount of the contract price for said work, and the incidental expenses attending the same; said bonds shall be known as Penn avenue bonds; they shall be signed by the mayor and countersigned by the controller, and sealed with the corporate seal of said city; they shall be all of the same date, and they shall be payable twelve years after date, and redeemable at any time at the option of said city; they shall bear interest at the rate of seven per centum per annum, payable semi-annually from date, principal and interest payable at the office of the treasurer of the city of Pittsburg; the said bonds shall be free of taxation.

Authorized to make requisition upon mayor for issue of bonds. SECTION 13. When said bonds have been signed by the mayor, and sealed with the corporate seal, they shall be delivered to the city controller, who shall register them in a

Mayor to execute bonds.

Bonds, how to be known, &c.

To be registered and countersigned by controller.

book to be kept for that purpose; he shall then countersign the same and deliver them to the said commissioners, and take their receipts therefor.

SECTION 14. Said commissioners shall be authorized to negotiate said bonds in such manner as they may think best, and for such prices as may be obtained for the same, not less than par, and shall pay all moneys received therefrom to the treasurer of the city of Pittsburg, and report to the controller the number of bonds sold and the amount received therefor; and before delivering the same to the purchaser, they shall be countersigned by the said commissioners.

Commissioners authorized to negotiate bonds

To pay moneys received to treasurer, and report to controller.

To countersign bonds.

SECTION 15. All moneys received by the city treasurer from the sale of said bonds shall be kept by him in a separate fund, and paid out on requisition of said commissioners, accompanied with an affidavit of the secretary or a member of said commission, that work has been done or materials furnished to the amount of said requisition, and that the money is required for payment of the same; all moneys received by the city treasurer shall be kept in the same manner and subject to all the regulations regarding other money of the city, except that he shall keep a separate account of the same; all interest received upon the same shall be credited to this fund.

How moneys received from sale of bonds to be kept, &c.

SECTION 16. When the improvement herein provided for shall have been completed, it shall be the duty of said commissioners to ascertain the entire amount of the bonds sold by them, and the interest thereon to the first day of October preceding, which shall be taken to be the cost of said improvement; said cost shall then be assessed equally per front foot upon the property fronting or abutting upon said improvement.

Duty of commissioners on completion of improvement.

Cost to be assessed upon properties.

SECTION 17. Said commissioners shall cause a plot of said avenue to be prepared, showing the separate lots of ground and the names of the several owners, and shall make, or cause to be made, a list or schedule of the names of all said owners and the amount assessed against each lot or piece of ground; they shall give ten days' public notice, by advertisements in three daily newspapers, and by handbills posted in conspicuous places on the line of said avenue, of a time and place where, for the period of twenty days thereafter, the same may be seen for the correction of errors; and after having corrected such errors as may be made known to them, they shall file the same in the office of the prothonotary of Allegheny county, and shall deliver a copy of said plot and schedule to the treasurer of the city of Pittsburg.

Plot of avenue, and list of assessments, to be made, &c.

SECTION 18. Said assessment shall be payable at the office of the city treasurer, in ten equal annual instalments, with interest at seven (7) per centum upon the unpaid portion thereof, the first of which, with interest on the whole amount at seven per cent., shall be payable on the first day of October next succeeding the time said assessment is made by said commissioners, and the others annually thereafter, until all are paid; and if said instalments, or any of them, are not paid at the time they become due, it shall be the duty of said treasurer to certify the same to the city attorney for collec-

Payment of assessments.

Duty of city treasurer if instalments are not paid when due.

tion, and the same shall bear interest at seven per cent. from the time it becomes due and payable.

Assessments to be liens on properties.

SECTION 19. Said assessments, with the interest accruing thereon, shall be a lien upon the property abutting upon said avenue from the commencement of the work, and shall remain a lien until fully paid; they shall have precedence to all other liens, and shall not be divested by any judicial sale: *Provided*, That said lien shall be limited to the lots bounding or abutting on said avenue, and for not exceeding in depth from said avenue one hundred and twenty feet.

City attorney to file claims for unpaid assessments.

SECTION 20. If any assessment or instalment thereof shall remain unpaid for thirty days after the same becomes due, it shall be the duty of the city attorney of the city of Pittsburg, to file a claim for the same in the district court of the county of Allegheny, in the same manner as mechanics' liens are filed, and writ by *scire facias* and *levari facias* may be issued thereon as in the case of mechanics' liens, and the same costs shall be taxed; judgments shall be entered thereon for the full amount of the assessment remaining unpaid, with leave to take out execution for the instalment and interest then due, and for each subsequent instalment and interest as the same becomes due.

Proceedings upon claims.

How property owners may have liens discharged.

SECTION 21. Any owner of property against which an assessment shall have been made for the cost of said improvement, shall have the right to pay the same in full, with interest thereon at seven per cent. from the first day of October preceding; or after having paid one or more of the ten annual instalments and interest, he may, at any time, pay the balance of his assessment remaining unpaid, with the interest thereon at seven per cent. from the due date of the preceding payment, and such payment in full shall satisfy and discharge the lien upon said property; any owner such property dividing his property so that the feet front on this improvement are divided into separate lots or tracts, may discharge the lien in like manner, upon any one or more of such lots, by payment of the amount unpaid thereon, calculated by the ratio of the feet front of such lot or lots to the feet front of his whole tract; upon the payment, by any property owner, of the assessment or balance thereof, the city treasurer shall certify the fact to the prothonotary of the county of Allegheny, who shall thereupon record the satisfaction of the lien.

Moneys received from assessments to be appropriated to payment of bonds.

City may make temporary loan in certain case.

SECTION 22. All moneys received from assessments shall be appropriated, under direction of the finance committee of the councils of the city of Pittsburg, to the payment of the interest and the redemption of the bonds which may be issued for said improvement; if any interest shall become due on said bonds, where there is no fund from which to pay the same, the councils of the city of Pittsburg shall be authorized to make a temporary loan for the purpose of paying the same.

Term "owners," construed.

How judgments against corporations to be collected.

SECTION 23. The term owners in said act shall be construed to include all corporations, public, private and municipal; and whenever any judgment may be obtained against any such corporation or association, the same shall and may be collected as other judgments against such corporations are by law collectible; when the owner of a lot is unknown,

the lien shall be filed against unknown owner, and indexed accordingly; a *scire facias* may issue thereon in same manner, which shall be published by the sheriff for four weeks, in two daily papers in said city, with a full description of the lot, the amount assessed thereon and for what purpose it was made; judgment may then be entered and the lot sold on *levari facias* to the same effect as if the real owner had been named.

Proceedings where owners of lots are unknown.

SECTION 24. No mistakes in the description of the property or in the name of the owner shall vitiate the lien; but the court shall have power, on motion, at any time, to correct mistakes and to add or strike out names as defendants: *Provided however*, That any owner whose name shall be added as a defendant, after the filing of the lien, shall be served with a *scire facias* before judgment shall be entered against him: *And provided further*, That a sale upon a *levari facias* shall convey only the interest of those who are defendants in the writ, but a judgment or sale against a reputed owner, or one having a limited estate or interest, shall not prevent a subsequent judgment or sale against the true owner, or against one having a limited estate or interest.

Mistakes in descriptions not to vitiate liens.

Proviso.

Proviso.

SECTION 25. This act shall not take effect until the councils of the city of Pittsburg shall have approved thereof.

Act to be approved by city councils.

SECTION 26. Whenever the owners of a majority in interest of the property abutting upon any other street or avenue, or portion thereof, in said city, shall desire to avail themselves of the privileges contained in this act, it shall be lawful for the councils of the city of Pittsburg to direct the grading and paving of the same; and they may authorize an election of commissioners, as provided in this act, and appoint officers to hold the election; and all the provisions of this act shall be applied to said improvement, changing the provisions so far as to make them conform to said improvement.

Improvement of other avenues, relative to.

BUTLER B. STRANG,
Speaker of the House of Representatives.

H. JONES BROOKE,
Speaker of the Senate *pro tem*.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 729.

An Act

To incorporate the Mantua Hall and Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That William H. Wilson, John H. M'Ilvain, J. R. Sypher, Archibald Freeman, Joseph Herbert, Charles L. Pascal, Samuel L. Smedley, and their associates, and all persons who may now or hereafter be holders of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic or corporate, in deed and in law, by the name, style and title of the Mantua Hall and Market Company, and by the same style and title shall have perpetual succession, to be capable in law of suing and being sued, and to have a common seal, and the same to alter and renew at pleasure, and to have, hold, enjoy and take in fee simple, upon ground rent or by any other lawful mode of conveyance, such real estate, and also such personal estate as may by them be deemed necessary and proper for the ownership, and for the purpose of erecting thereon a suitable building or buildings, house or houses, for the use of the said company, to be located in the Twenty-fourth ward of the city of Philadelphia, and for the accommodation and use of any parties who may be desirous of renting and occupying the same, with full power to mortgage, incumber, create the necessary ground-rent deeds, sell and convey the said real and personal estate.
Title.	
Powers and privileges.	
Object and purpose.	SECTION 2. The object and purpose of the said company shall be to erect suitable buildings, halls, houses and stalls, and so forth, adapted for the use of public meetings, lectures, libraries or reading rooms, and so forth, and for a market house for the sale and vending of meats, vegetables, provisions and such other articles as the directors may deem proper; the said houses, hall and market building, the rooms, stalls or any one or more of them, or all of them, to be leased, rented or disposed of in such manner and upon such terms and conditions as the directors shall determine.
Capital stock.	SECTION 3. That the said company be and they are hereby authorized to create a capital stock not exceeding fifty thousand dollars, divided into one thousand shares, at fifty dollars each, and shall be in such form and be issued and transferred in accordance with such by-laws as may be established.
Directors.	SECTION 4. That the government and the control of said Mantua Hall and Market Company, and the management of its properties, shall be vested in, and the corporate powers of said company shall be exercised by a board of seven directors, who shall be elected by ballot from among the stockholders, and shall continue in office until their successors are elected; they shall elect a president, secretary and treasurer from among themselves; shall supply all vacancies in their number, however occasioned, and shall have the general and entire control of the affairs and interests of the company; and that until other officers are duly elected, the persons named in the first section of this act shall be held to be the directors of the said corporation, and shall have full power as such, and shall proceed forthwith to elect, from among themselves, a president, secretary and treasurer, and may require such bonds from the treasurer as the board of directors may determine; and shall forthwith proceed to organize said company, and obtain subscriptions to the capital stock thereof, and after one hundred shares shall have been subscribed for, by not less than ten per-
Officers.	
Corporators to be directors until others are chosen.	
Organization.	

sons, they shall, by advertisement, call a meeting of said stockholders for the adoption of the by-laws, and for such other business as said corporation may think necessary.

SECTION 5. That a general meeting of stockholders shall be held annually, on the second Monday of January, for the election of seven directors and the transaction of other business; but if such meeting or election shall not then take place, the corporation shall not for that cause be dissolved, but such meeting or election shall take place as soon thereafter as may be, one week's public notice of such meeting being first given in at least two daily papers of the city of Philadelphia; special meetings of the stockholders shall be called and held as may be provided for by the by-laws thereof.

Meetings of stockholders.

SECTION 6. That if any stockholder, whether an original subscriber or assignee, after ten days' notice of the time and place appointed for the payment of any instalment or proportion of the capital stock, shall neglect to pay the same, at the place appointed, for the space of thirty days after the time fixed for the payment thereof, such stockholder shall, in addition to the instalment so called for, pay at the rate of two per centum per month for every delay of such payment; and if such unpaid instalments and additional penalty shall become equal to the sum before paid on account of such share or shares, they may be forfeited by and to the company, and cancelled on their books; or in default of payment, by any stockholder, of such instalment or instalments aforesaid, for the space of sixty days after the time appointed as aforesaid, the board of directors may, at their election, cause suit to be brought, in the same manner as debts of the like amount are now recoverable, for the recovery of the amount of such unpaid instalment or instalments, together with the penalties aforesaid; and that no certificate for any share of stock shall be issued until the same has been fully paid for; and that in the enactment of by-laws for the government of the corporation and its officers, and in the election of officers, and the decision of all questions, and at all the meetings of the stockholders, those present either in person or by proxy shall severally vote one for each share of stock held by them.

Neglect to pay instalments of stock.

Votes.

SECTION 7. The said company may make and have a common seal, and alter and renew the same at pleasure; and may also ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said company and its affairs, not being contrary to the laws of the United States and of this commonwealth: *Provided*, That all by-laws must be adopted or amended by a vote of two-thirds of the stockholders.

Seal.

By-laws, &c.

SECTION 8. That dividends of so much of the profits of said company, as may be deemed advisable by the board of directors, shall be declared semi-annually, at such times as the by-laws shall direct, in each and every year; but in no case shall such dividends exceed the amount of the net profits of said company, so that the capital stock thereof shall not be impaired thereby.

Dividends.

SECTION 9. That the said company shall have power and they are hereby authorized to borrow any sum or sums of

Authorized to
borrow money
and issue bonds.

May secure pay-
ment of bonds
by mortgage.

Bonus and taxes

money, not exceeding in the whole the sum of fifty thousand dollars, for the uses and purposes of said company, and to issue their bonds therefor, under their corporate seal, attested by their president and treasurer, on such terms and at such rate of interest as they shall deem expedient, payable semi-annually; and in order to secure the payment of such bonds, with the interest thereon, they may in like manner execute such mortgage or mortgages as they may think necessary, upon the whole or any part of their real estate, to such trustees as they may select: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 730.

An Act

To incorporate the Waynesboro' Mutual Fire Insurance Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. S. Amberson, Joseph Douglas, Joseph W. Miller, Jacob Beaver, Joseph Price, Lewis S. Forney, D. B. Russell, Joseph Gilbert, Simon Lecron, Benjamin F. Funk, Ezekiel Elden, Jacob Carbaugh, Jacob J. Miller, Jacob S. Good, Peter Rouzer, Elam B. Winger, Samuel B. Snively, Elam Frantz, Jacob Meddout, Hervey Good, George Stover, John W. Coon, Levi Sanders, Samuel Frantz, are hereby appointed commissioners, who, or any five of them, are authorized and empowered, at any time after the passage of this act, to establish an insurance company, by the name, style and title of the Waynesboro' Mutual Fire Insurance Company, to be located in the borough of Waynesboro', county of Franklin, to be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall transact its business upon the mutual principle.

Title.

How organized,
&c.

SECTION 2. That it shall be lawful for the Waynesboro'

Mutual Fire Insurance Company, at any time after the passage of this act, to make insurances on property of every class or description, except that class denominated extra hazardous, according to their discretion, for which cash premiums only shall be received, and for any term which may be agreed upon; the sums thus received to be paid into the common treasury of the company; in consideration thereof, said company to be responsible for all losses accruing to property thus insured according to the terms of their policies; insurances thus effected shall not entitle the insured to membership in said company, nor subject them to the payment of assessments.

Authorized to
make insu-
rances.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 731.

An Act

To incorporate the Cliff Farm Trout Propagating Company, in the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Andrew M'Cullough, D. William Seiler, Elbridge Macconkey, William C. M'Fadden, Joseph Montgomery, A. B. Warford, James D. Dougherty, their associates and successors,

Corporators.

are hereby created and erected into a body politic and corporate, in deed and in law, by the name, style and title of the Cliff Farm Trout Propagating Company, and by that name

Title.

shall have perpetual succession, and shall be able to sue and be sued, plead and be impleaded, answer and be answered, defend and be defended in all the courts of law or equity within this commonwealth or elsewhere, and also to take and hold, either by gift, grant, devise or lease, any real estate, to make by-laws, rules and regulations not inconsistent with the constitution and laws of the United States or of this commonwealth, and generally to do and perform all and singular such matters and things as may be necessary and proper for them to do and perform for the well being and due management of the affairs of the said company: *Provided however,* That the yearly income of the real estate held by the said company shall not exceed the sum of two thousand dollars.

Powers and
privileges.

Income from
real estate
limited.

- Object. SECTION 2. That the object of said company shall be to raise, propagate and improve trout, salmon and other game fish.
- Capital stock. SECTION 3. That the capital stock of said company shall consist of forty shares, at fifty dollars per share: *Provided*, That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock so much as in their opinion may be necessary to carry out the true intent and meaning of this act.
- Management. SECTION 4. That the business of said company and management of its affairs shall be transacted by a president and board of directors, and such other officers as may be necessary to effect all and singular the objects, intents and purposes of the company; the officers shall be elected by the stockholders, as may be provided by the by-laws.
- Election of officers. SECTION 5. The legislature reserves the right to repeal, alter or amend this act at any time hereafter: *Provided*, No injustice be done thereby to the corporators.
- Reservation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 732.

An Act

Authorizing the burgess and town council of the borough of Slatington, in Lehigh county, to borrow money and levy a tax for borough purposes.

- SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the burgess and town council of the borough of Slatington, Lehigh county, are hereby authorized and empowered to borrow any sum of money, not exceeding eight thousand dollars, at a rate of interest not exceeding eight per cent. per annum, and issue bonds therefor, in such sums as they may see fit, payable at such times as said burgess and council may fix; which money thus borrowed shall be used by the burgess and town council in improving the streets, gutters and pavements of said borough, and for all or any other borough purposes.
- Authorized to borrow money and issue bonds
- How money to be used.

SECTION 2. The said borough authorities are hereby authorized to levy and collect a tax for borough purposes, not exceeding in any one year one cent upon the dollar on all property now by law made taxable for state, county or borough purposes. Taxation for borough purposes, relative to.

SECTION 3. That the cost of the gutters heretofore made, and hereafter to be made in the said borough, shall be borne and defrayed by the owners of real estate opposite to such gutter; and the said authorities are hereby authorized and empowered to collect from such property owners the costs so incurred, or hereafter to be incurred, as other debts are by law collectible, or to file liens for the same, and collect the amount in the same manner as is provided by the act of general assembly relating to liens of mechanics and materialmen, approved June sixteenth, one thousand eight hundred and thirty-six. Cost of making gutters, by whom to be borne.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 733.

A Further Supplement

To an act providing for the taking of game, so far as relates to Washington county.

WHEREAS, In said act, approved by the governor, it is provided that no fox squirrel or grey squirrel shall be killed between the first day of January and the first day of July; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the true intent and meaning of said act is that no person shall kill or unlawfully have in his or her possession any fox squirrel or grey squirrel, between the first day of January and the first day of June, under the penalty provided in the act to which this is a further supplement, so far as Washington county is concerned.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 734.

An Act

Repealing the act of eighth of April, Anno Domini one thousand eight hundred and sixty-eight, allowing premiums for scalps of foxes, wild cats, pole cats, hawks, owls, and so forth, in the county of Bedford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the sixth section of an act, entitled "An Act for the protection of wild turkeys and squirrels, and for other purposes, in the county of Huntingdon," approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-seven, and extended to the counties of Bedford and Fulton, by act of eighth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed so far as the same applies to the county of Bedford.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 735.

An Act

To authorize the school directors of Union independent school district, in the towns of Rome and Sparta, Crawford county, to borrow money and to levy additional tax for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Union independent school district, in the towns of Rome and Sparta, in the county of Crawford, are hereby authorized to borrow a sum of money, not exceeding three hundred dollars, a rate of interest not exceeding ten per centum per annum, and to issue their bonds

Authorized to
borrow money
and issue bonds.

therefor at such time or times, for the re-payment of said money, as they shall see fit.

SECTION 2. And the school directors of said district are hereby authorized and empowered to levy a tax for building purposes, upon the taxable inhabitants of said district, of twenty mills upon the dollar, each year, until the debt authorized to be created under the first section of this act shall be fully paid and discharged. Authorized to levy tax.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 733.

An Act

Appointing commissioners to lay out a state road from a point at or near the house of Laurie Pollock, on the Monongahela City and Elizabeth road, in Washington county, to the Finleyville and Monongahela river road, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Pollock and Moses B. Thompson, of Washington county, and P. C. Devlin, of Allegheny county, be and they are hereby appointed commissioners to view and lay out a state road from a point at or near the house of Laurie Pollock, on the Monongahela City and Elizabeth road, in Washington county, to the Finleyville and Monongahela river road, in Allegheny county, near the farm of Joseph Cochren; and it shall be the duty of said commissioners, or a majority of them, after having first duly sworn or affirmed before a justice of the peace, to perform all the duties imposed by this act, having due regard to a straight and easy road, at an elevation of not more than four degrees from a horizontal line; and they shall clearly and distinctly mark the points on the route located, and they shall vacate such roads, or parts of roads, as are rendered useless by the opening of said state road; and the said commissioners shall receive the sum of three (3) dollars per day for every day necessarily engaged in the duties assigned by this act; and they shall appoint one surveyor at five (5) dollars per day; and if any one of the Commissioners.
Duties.
Compensation.
Surveyor, chain-bearers and axe-men.

commissioners shall act as surveyor, they shall receive the additional sum of two (2) dollars per day; and they shall appoint two chain-bearers and one axe-man, at two (2) dollars per day each.

Draft.

SECTION 2 That the said commissioners shall make out a fair and accurate draft of the location of the road, marking thereon the courses and distances, and the county and township lines, with other such matters as may serve for explanations, one copy whereof shall be deposited in the office of the secretary of the commonwealth, and one copy each in the office of the clerk of the court of quarter sessions of the respective counties through which said road is located; and from henceforth the road shall be a public highway.

Duty of supervisors and commissioners.

SECTION 3. That it shall be the duty of the supervisors and road commissioners of the several townships through which said road shall pass, upon due notice being given in writing by any person interested in its use, to proceed at once without delay to the opening, constructing and keeping in good repair said road, and in case of failure so to do, said officers shall be subject to all the penalties and forfeitures under existing laws for disregard of duty and making and repairing of public highways.

Commissioners to draw on county commissioners for expenses.

SECTION 4. That the commissioners shall draw on the commissioners of the counties through which said road shall pass, who shall adjust the account of the commissioners, surveyor, chain-bearers and axe-men, and pay them as other accounts by orders on the treasurer of the county are paid: *Provided*, That neither of the said counties shall be liable to pay a greater proportion of said expenses than for the work done and service rendered within said county.

Meeting of commissioners.

SECTION 5. That said commissioners shall meet on or before the first Monday of April next, or as soon thereafter as a majority of them may agree upon, and complete the location of said road as soon as practicable; and if a vacancy shall occur, by resignation or otherwise, the remaining commissioners or commissioner shall have the power to fill such vacancy.

Vacancies.

Damages.

SECTION 6. That the damages sustained by the owners of land by reason of said road shall be assessed and paid as is now provided by law.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 737.

A Further Supplement

To an act, entitled "An Act to enable the governor of this commonwealth to incorporate a company to make an artificial road from the Susquehanna river, at or near Wright's ferry, to the borough of York," approved the nineteenth day of March, one thousand eight hundred and four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all persons using any part of the said road with any wagon or cart used for the purpose of hauling iron ore, shall be liable to pay toll at the usual rates now charged or that may be hereafter charged, according to the distance they may travel on the same, notwithstanding they do not pass through a toll-gate; and if upon demand they shall refuse to pay the same, it shall be recoverable in an action of debt before a justice of the peace, as debts of all like amounts are now recoverable by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 738.

A Further Supplement

To an act for the better securing of the wages of labor in certain counties of this commonwealth, approved the thirtieth day of March, Anno Domini one thousand eight hundred and fifty-nine, extending certain provisions of the same to the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the fifth and sixth sections of the act, entitled "An Act for the better securing the payment of the

wages of labor in certain counties of this commonwealth," approved March thirtieth, Anno Domini one thousand eight hundred and fifty-nine, be and the same is hereby extended to the employees of the contractors of such persons or companies engaged in the mining of coal; and they shall have the same benefits, under the provisions of this act, as persons directly employed by such persons or companies: *Provided*, That this supplement shall only extend to the county of Northumberland.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 739.

An Act

To authorize the trustees of the Union Church and School Association of Lower Milford township, to sell certain real estate and appropriate the proceeds to the support of a certain school.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Union Church and School Association of Lower Milford township, Lehigh county, be and the same are hereby authorized and empowered to sell the real estate now held by said association, consisting of thirty acres of land, more or less, situated in said township, and bounded by lands of Readon Schantz, and others, at private or public sale, for the highest price that can be obtained, excepting the burial ground, the line whereof shall be fixed outside of the wall enclosing the same, and excepting the school house thereon, with two acres of ground adjacent; and said trustees are hereby authorized and empowered to execute and deliver, to the purchaser or purchasers, a deed or deeds for the said lands, to be held and enjoyed in fee simple.

Trustees authorized to sell real estate.

Proceeds of sale to be held for maintenance of school.

SECTION 2. The proceeds of such sale, after deducting the necessary expenses, shall be held by the trustees and their successors for the maintenance of a school for the benefit of the youth of the neighborhood, under twenty years of age, residing within one and one-half miles from the site of the present school house on said premises.

SECTION 3. The object of the school, to be maintained as aforesaid, shall be to afford opportunities for education other and additional to those provided for by the common schools; and the control of the fund and the school shall be independent and exclusive of the board or boards of directors of common schools. Object of school.

SECTION 4. The interest of the net proceeds of sale shall be received by the trustees, and be by them expended in maintaining a school as aforesaid, keeping the buildings in repair, or in the erection of new school buildings: *Provided*, That in no event shall a less sum than one hundred dollars be appropriated, in each year, for school purposes, exclusive of repairing and re-building. Interest of net proceeds of sale, how to be expended.

SECTION 5. Before said trustees shall make sale of said lands, as herein provided, they shall execute a bond, with sureties, in the sum of eight thousand dollars, conditioned for the faithful payment, to the treasurer of said association, of the proceeds of said sale, less the necessary cost thereof; the said treasurer and his successors shall, upon assuming charge of the funds, enter into bonds, with sureties, in such sums as the trustees may from time to time designate, conditioned for the faithful appropriation of the funds in his hands, according to the order of the trustees, and the payment of the balance to his successor; said bond shall be given in the name of the commonwealth, to be approved by the court of common pleas of said county, or one of the judges thereof, and be filed in the office of the prothonotary of said court; on a breach of any of the conditions of any such bond the same may be sued, at the relation of any party interested, for the use of said association. Trustees to give security before making sale
Treasurer to give security upon assuming charge of funds.
Bond, how to be given, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 740.

An Act

To exempt certain real estate of Greenwood seminary, in Columbia county, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the buildings of the Greenwood seminary, and the grounds attached thereto, not exceeding five acres, located in the village of Millville, in the county of Columbia, be and the same are hereby exempt from the payment of all taxes levied or to be levied, except state taxes, so long as the same are used for school purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 741.

An Act

To increase the compensation of supervisors of the township of Hopewell, in the county of Bedford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the compensation of the supervisors of the township of Hopewell, in the county of Bedford, shall be two dollars for each and every day actually and necessarily employed by them in the discharge of the duties of their offices, in lieu of the compensation now allowed them by law; and the compensation of persons employed as laborers upon the public roads in said township shall be one dollar and fifty cents per day.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 742.

An Act

To authorize the governor to appoint an additional notary public in the county of Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized and empowered to appoint an additional notary public for the county of Lehigh, to reside in the city of Allentown.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 743.

An Act

To authorize the governor to appoint two additional notaries public in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is hereby authorized and empowered to appoint two additional notaries public for the county of Lawrence, to reside and have their office in the city of New Castle.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 744.

A Supplement

To the act authorizing the qualified voters of Hempfield township, Westmoreland county, to elect two additional supervisors, passed the twentieth day of March, Anno Domini one thousand eight hundred and sixty-two, changing the Hempfield and Dry Ridge district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Hempfield and Dry Ridge supervisor district, in Hempfield township, Westmoreland county, be and they are hereby so changed as to take that part of the Greensburg and Mount Pleasant road, between Rugh's coal bank and Rugh's school house, from the Hempfield district and attach it to the Dry Ridge district for road purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 745.

An Act

Relative to the pay of auditors and supervisors in certain townships in the county of Lawrence.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of roads of the townships of Union and Shenango, in the county of Lawrence, shall be hereafter entitled to receive the sum of two dollars and fifty cents per day for every day necessarily employed by them in the duties of their office.

Pay of super-
visors.

SECTION 2. The auditors of said township shall each be hereafter entitled to receive the sum of two dollars per day

Pay of auditors.

for every day necessarily employed by them in the duties of their office.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 746.

An Act

To provide for the sale of a portion of the poor house farm, in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of quarter sessions of the county of Erie is hereby authorized and empowered to appoint a suitable person a commissioner, to have surveyed and laid off seventy acres of land adjacent to the poor house now being erected on the poor house farm, in the county of Erie, in such shape and form as will best accommodate the convenience of said poor house, and make report of his action, with a map or draft thereof, to the said court; and it shall be the duty of the court to carefully examine said report, and if approved by said court, the same shall remain firm and stable.

Court may appoint commissioner to have survey made of seventy acres adjacent to poor house.

SECTION 2. That it shall also be the duty of the said commissioner to have a survey made of the balance of said farm, (that being about thirty acres,) into lots of five acres each, including lanes and alleys, in such manner as in the judgment of the said commissioner will best promote the sale of said lots, and have a proper map made of the same, designating thereon the lanes and alleys necessary to the accommodation of the several lots, and designate by proper numbers.

Commissioner to have balance of farm divided into lots, and map made.

SECTION 3. The said commissioner shall have power to sell said lots at either public or private sale, or part at private and part at public sale, and on such terms as the said court may order, partly for cash and partly on credit, as may best subserve the public interest, the unpaid purchase money to be secured by judgment bond and mortgage on the premises, the securities to be taken in the name of the directors of the poor of Erie county; the said commissioner, upon making sale of said lots, or any of them, shall make report thereof to the said court; and it shall be the duty of the said court to

Commissioner may sell lots.

To make report of sales to court.

Duty of court. carefully examine said report, and if satisfied that said real estate has been sold to the best advantage, as to the price and terms, shall approve of the said sale or sales, and order and decree that the said commissioner shall make deed or deeds of conveyance to the purchaser or purchasers in fee simple, which shall vest in the purchaser or purchasers a good and indefeasible estate.

Proceeds of sales to go into poor fund. SECTION 4. The proceeds of said sale or sales shall go into the general fund for the support and maintenance of the poor, after deducting the necessary costs and expenses of sales; the compensation of the commissioner to be fixed by said court, at such rate as the court may deem just and proper.

Compensation of commissioner. Commissioner to give security. SECTION 5. The commissioner to give a bond in the name of the commonwealth of Pennsylvania, for the use of the poor of Erie county, with surety or sureties to be approved by said court, and in such sum as the court may direct, conditioned for the faithful discharge of his duties, and the payment of all sum or sums of money that he may receive in the course of his authority in making sale of said real estate, after deducting expenses and compensation allowed by the court, to the directors of the poor for the use of the poor.

Repeal. SECTION 6. That the act to authorize the court of Erie county to appoint a discreet person to act in connection with the commissioners of Erie county, and the directors of the poor of said county, to sell the real estate of the poor house, and use the proceeds in purchasing land and erecting buildings for the use of the poor of said county, approved the twenty-fourth day of March, one thousand eight hundred and sixty-eight, and also the act for the better protection and maintenance of the poor of Erie county, and to equalize the burden of taxation for said purpose, passed the second day of April, one thousand eight hundred and sixty-nine, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 747

An Act

Authorizing the school directors of Litiz school district, in the county of Lancaster, to borrow money and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Litiz school district, in the county of Lancaster, be and they are hereby authorized to borrow any sum of money, not exceeding ten thousand dollars, to be used for school and building purposes, and to issue bonds therefor, with interest at six per cent. per annum; said bonds to be exempt from all taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 748.

An Act

Authorizing the chief of police and high constable of the borough of Tremont, Schuylkill county, Pennsylvania, to commit any person or persons offending against the law, into the lock-up house in said borough of Tremont.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the chief of police and high constable, and their assistants, of Tremont borough, Schuylkill county, Pennsylvania, are hereby authorized and empowered to commit into the lock-up house, situate in Tremont borough aforesaid, originally built by Tremont township, by virtue of an act passed and approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-two, any offender or offenders against the laws of this commonwealth, or against any ordinance or ordinances of the borough of Tremont:

Chief of police
and high con-
stable may com-
mit offenders to
lock-up.

Proviso.

Provided however, That no person or persons shall be confined in said lock-up house for a longer period than forty-eight hours, and shall not be taken into such lock-up house before being first taken before a justice of the peace or chief burgess of said borough, if such can be had or found, who shall dispose of such persons according to law: *Provided*

Proviso.

further, That any person or persons found in a state of intoxication within the limits of said borough may be put into said lock-up house by the said chief of police, high constable or their assistants, for a period not to exceed eighteen hours, without such person or persons being first taken before a committing magistrate.

Expenses to be paid by borough

SECTION 2. That the expense of committing and keeping any person or persons so committed into said lock-up house shall be paid by said borough of Tremont, by orders drawn or issued therefor by the town council of said borough, at their regular stated meetings: *Provided however*, If said person or persons, so committed, have any goods and chattels, the same may be levied upon and sold for costs of commitment, fines and keeping expenses, according to law; and if no goods and chattels can be found, such offender or offenders may be committed into the county jail and there to be dealt with according to law.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 749.

An Act

To authorize the making of new indexes to the records in the recorder's office of Allegheny county.

Commissioners appointed.

Authorized to contract for making indexes

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Stephen H. Geyer, George Shirias, Benjamin F. Lucas, Thomas H. Hunter and Alexander Hilands be and they are hereby appointed a board of commissioners, with power to contract with one or more persons for the making of a complete set of new indexes, direct and adsectum, of the records contained in the deed books and mortgage books in the recorder's office of Allegheny county; said indexes to be pre-

pared in such manner and form, and within such time as shall be agreed upon in the contract for the making of the same between the said commissioners and the party or parties with whom they shall contract: *Provided*, That the party or parties contracting to make such indexes shall give a bond, with two sufficient sureties, in the amount now by law required to be given by the recorder of deeds of said county, for the faithful performance of said contract; said bond to be approved by said board of commissioners.

Parties contracting to give security.

SECTION 2. That the party or parties contracting as aforesaid to make said indexes, shall receive therefor such compensation as shall be agreed upon in and by said contract, to be paid at such time or times and in such manner as shall be agreed upon, out of the treasury of said county, in like manner as other claims against said county are now by law paid.

Compensation.

SECTION 3. That when the said board of commissioners shall have contracted for the making of the new indexes as aforesaid, it shall be the duty of the recorder of deeds of said county to open and keep the indexes of papers recorded by him, from and after that time, in such manner as will make the indexes in said office uniform with those prepared under and by virtue of said contract.

Duty of recorder of deeds when contract is made

SECTION 4. That all laws or parts of laws inconsistent herewith be and the same are hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 750.

An Act

To declare part of Conestoga creek, in the county of Lancaster, a public highway for the protection of fish.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Conestoga creek, in the county of Lancaster, from its mouth up to the intersection of Muddy creek, is hereby declared a public highway for the protection of fish.

Declared public highway.

SECTION 2. That from and after the passage of this act it shall not be lawful for any person or persons, for the term of four years, to fish with any kind of seine, setting net, stirring

Fishing with seines, &c., prohibited for certain period.

What required
of owners of
mills.

Penalty on of-
fenders.

Appropriation
of penalty.

When prosecu-
tion to be com-
menced.

net, throwing net, baskets or fishing pots, from a point known as Witmer's bridge, crossing said highway, up to the intersection of Muddy creek; and that all owners of mills or other water works, or occupiers thereof, between Witmer's bridge and Muddy creek, on said highway, shall be required to put in front of their respective water-wheels, in the head race, a rack or grate, with open space between the bars not exceeding half an inch wide, and to be so constructed as to prevent fish from passing through any water-wheel aforesaid, annually, from August first to November first.

SECTION 3. Any person or persons so offending, on conviction thereof, on the testimony of one or more witnesses, before any alderman or justice of the peace of said county, shall pay a fine of not less than ten nor more than fifty dollars for every such offence, to be recovered as debts of equal amount are by law recoverable, one-half of said fine to be paid to the informer, who is hereby made a competent witness, and the other half to the school directors of the district where the offence was committed: *Provided*, That such prosecution shall be commenced within sixty days after such offence shall have been committed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 751.

An Act

To pay a gratuity and a pension to Samuel Bowers, a soldier of the war of one thousand eight hundred and twelve.

WHEREAS, Samuel Bowers, a soldier of the war of one thousand eight hundred and twelve, a citizen of Pennsylvania, over seventy-five years of age, in necessitous circumstances, and not worth five hundred dollars, served in said war by enlistment in a Virginia regiment, although he was at the time a citizen of Pennsylvania, and served for over three months:

And whereas, By reason of his necessitous circumstances, and his service in such Virginia regiment, he cannot now procure the testimony of the witness required by the act of March thirtieth, one thousand eight hundred and sixty-six:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the state treasurer be and he is authorized and required to pay to Samuel Bowers, of Jefferson county, a soldier of the war of one thousand eight hundred and twelve, a gratuity of forty dollars, and an annuity of forty dollars per annum, payable semi-annually, commencing January first, one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 752.

An Act

To exempt the Evangelical Lutheran parsonage, in Donegal, Westmoreland county, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Evangelical Lutheran parsonage, of the borough of Donegal, in the county of Westmoreland, consisting of lots number seven, eight and nine, in said borough, with the improvements thereon, be and is hereby exempt from all taxation, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 753.

A Supplement

To an act, entitled "An Act giving a bounty on fox scalps in the county of Dauphin," approved twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine, extending the same to the county of Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act giving a bounty on fox scalps in the county of Dauphin," approved the twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to the county of Schuylkill.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 754.

An Act

To incorporate the Young Men's Christian Association of the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That H. M. Boies, Thomas Moore, A. M. Decker, Daniel Hannah, Joseph C. Batchelor, W. J. Cole, Meredith L. Jones, C. W. Hartley, T. H. Roe, E. R. Mills, C. E. Royce, L. B. Powell, E. B. Sturgess, Alfred Hand, Rev. P. Krohn, F. E. Nettleton, Corydon H. Wells, W. W. Tyler, W. P. Hellings, H. H. Chapin, being the present officers and directors, together with the other members of their association, and their successors, shall be and hereby are constituted and appointed a body corporate, in deed and in law, under the name, style and title of the Young Men's Christian Association of the city of Scranton,

Corporators.

Title.

for the purpose of improving the spiritual, intellectual and ^{Purpose.} social condition of the young men and young women of the city of Scranton and vicinity.

SECTION 2. That all the rights, privileges and immunities ^{Rights, privileges, &c.} contained in an act of the general assembly of the commonwealth of Pennsylvania, entitled "An Act to incorporate the Women's Christian Association of Pittsburg," are hereby extended to and conferred on the said Young Men's Christian Association.

SECTION 3. That said association shall annually elect a ^{Managers.} board of managers, to consist of one president, two vice presidents, one corresponding secretary, one recording secretary, one assistant recording secretary, one treasurer, one librarian and twelve directors, each of which officers and directors shall be a member of some of the evangelical denominations.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 755.

An Act

Supplementary to an act, entitled "An Act to lay out a state road in Allegheny and Butler counties," approved the twelfth day of April, Anno Domini one thousand eight hundred and fifty-six.

WHEREAS, Colonel Thomas Neel, one of the commissioners named in the said recited act, declined to serve, and upon presentation of that fact to the court of quarter sessions of Allegheny county, the said court appointed Richard Morrow, of Allegheny county, instead of Colonel Thomas Neel:

And whereas, The commissioners, to wit: Richard Morrow, Robert Norris and James Woods, in accordance with the true intent and meaning of said act of assembly, viewed, laid out and marked said road, commencing at the Allegheny and Butler plank road, at or near Tunnel hill, in Allegheny county, and thence to the Pittsburg and Kittanning road, at or near to where it crossess Bull creek, in Butler county, and did return correct plots or drafts thereof, which were duly filed according to said act:

And whereas, The name "Samuel Hill's," in the first section of said recited act [see pamphlet laws of eighteen hun-

dred and fifty-six, page three hundred and twenty-eight,] is a clerical error, the real name being Tunnel hill :

And whereas, By reason of the premises, doubts exist as to the legality of said proceedings ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state road laid out as aforesaid, from the Allegheny and Butler plank road, at or near Tunnel hill, otherwise called Tunnel ridge, in Allegheny county, to the Pittsburg and Kittanning road, at or near to where it crosses Bull creek, in Butler county, is hereby confirmed, legalized and declared to be a public highway of the width of forty feet ; and it shall be the duty of the supervisors to open the same in their respective townships accordingly, wherever the same has not been already opened ; and the said public highway shall be kept in repair and maintained as other highways in said counties respectively.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 756.

An Act

To authorize the burgess and council of the borough of Blairsville, in the county of Indiana, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the burgess and town council of the borough of Blairsville, in the county of Indiana, be and they are hereby authorized to borrow, in the name and upon the faith, credit and responsibility of said borough, such sum or sums of money, not exceeding in the whole the sum of two thousand (\$2,000) dollars, as they may deem necessary for the purpose of purchasing a suitable fire engine and other apparatus for extinguishing fires, and providing for the construction of such wells and cisterns as may be needed to supply water for this purpose, and for such other purposes as the said authorities may lawfully direct ; and to issue bonds or certificates of indebtedness in the name of said borough of Blairsville, under the

Authorized to
borrow money
for purchasing
fire engine, &c.

May issue bonds
or certificates.

corporate seal, attested by the burgess and treasurer or secretary, to the purchaser or purchasers of said loan, in such sums as the said authorities may desire, and bearing such interest, not exceeding eight per centum per annum, and redeemable at such times as may be agreed upon; said bonds to be exempt from taxation; and to levy, assess and collect such taxes from time to time as may be necessary to pay the interest on such loans, and to redeem the principal at such times and in such manner as may be conformable to the terms upon which the same has been taken: *Provided*, That such taxes, together with those authorized by the charter of said borough, shall not in any one year exceed one and a half per centum of the valuation of said borough as assessed for state and county purposes. May levy taxes.

SECTION 2. That the said authorities shall also have power from time to time to borrow moneys in the manner aforesaid, for the purpose of redeeming and paying off any loan or loans contracted by virtue of the preceding section, and shall have all the power for levying, assessing and collecting the taxes necessary for payment of the same, principal and interest, as are given in the first section of this act in relation to the original loans. May borrow money for redemption of loans, and levy taxes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 757.

A Supplement

To an act to incorporate the Lincoln Institution, approved the ninth day of May, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the fourth section of the said act to which this is a supplement, commencing with the word "secondly" and ending with the words, "said boy or youth," be and the same is hereby repealed; and that the clause commencing with the word "thirdly," of the said fourth section, be amended by inserting after the words, "of the United States," and before

the words, "who shall be confided to their care," the words, "during the late war for the preservation of the Union."

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 758.

A Supplement

To an act to prohibit the issuing of licenses to sell spirituous, vinous, malt or brewed liquors in the boroughs of Conneautville and Spring, in the county of Crawford, approved April ninth, Anno Domini one thousand eight hundred and sixty-nine, extending the provisions of the same to the townships of Spring and Beaver, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to prohibit the issuing of licenses to sell spirituous, vinous, malt or brewed liquors in the boroughs of Conneautville and Spring, in the county of Crawford," approved April ninth, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the townships of Spring and Beaver, in said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 759.

An Act

For the protection of sheep and taxing of dogs in the township of Hamilton, in the county of Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from after the passage of this act it shall be the duty of the assessor of the township of Hamilton, in the county of Monroe, and he is hereby required to make annually an accurate return and assessment of all dogs, upwards of one month old, owned or possessed by any person or persons within the said township, particularly noting the number owned or possessed by each person, and kept about any one house; and the supervisors of said township shall, at the same time they make their duplicate for road taxes, levy and collect, or cause to be collected annually, from any person or persons owning and possessing one dog, fifty cents, and for every additional dog kept about the same house, one dollar; for which the said supervisors shall be allowed five per centum per annum out of the money so collected and paid to the treasurer of the school board of said township, whose duty it is hereby made to receive and disburse the same as hereinafter provided, for which services the said school treasurer shall receive three per cent. for amount received and disbursed by him; and it shall be the duty of said treasurer to keep separate accounts of the money arising from the tax on dogs; and the said money shall be and is hereby appropriated as a fund for remunerating the inhabitants of the said township for any loss they shall sustain, after the passage of this act, by sheep destroyed by a dog or dogs.

Assessor to make return of dogs owned by persons.

Supervisors to levy and collect tax.

Tax to form fund to compensate for loss of sheep destroyed by dogs.

SECTION 2. That when any inhabitant of the township aforesaid shall have any sheep destroyed by a dog or dogs, he or she may apply to the auditors of the said township, who are hereby appointed appraisers of the damages done by dogs to sheep in their township; and they or any two of them are hereby required to view and ascertain the amount of damage sustained by the owner of such sheep destroyed as aforesaid; and when they shall have ascertained the legality of the claims and the damages so sustained, they or any two of them shall certify the same under their hands and seals, and draw their warrant on the said school treasurer for the amount so certified. to be paid out of the fund arising from the tax on dogs; but if there shall not be sufficient money in the treasury belonging to said fund, then the said warrant shall be kept by the person in whose favor it shall be drawn, and be paid out of the first money that shall come into the treasury belonging to said fund.

Inhabitants having sheep destroyed may apply to township auditors.

Auditors to appraise damages.

Payment of damages.

SECTION 3. The said supervisors shall have the like authority and power to collect the dog tax in their township that they

Power of supervisors to collect tax.

Compensation
of auditors.

Auditors to set-
tle accounts
annually.

Surplus funds to
be appropriated
to school pur-
poses.

have for the collection of road taxes; and the auditors shall receive like compensation for the performance of their duties under this act, as they receive for other services, to be paid out of said fund; and it shall also be the duty of said auditors to annually settle the accounts of the said school treasurer with the said fund.

SECTION 4. That should such fund accumulate in said treasury to an amount beyond what the auditors may think necessary to carry out the provisions of this act, as hereinbefore provided for, they shall have power and are hereby required, as often as the same occurs, to set apart such surplus for common school purposes in said township, and the same shall be paid out and settled for as all other moneys of the general school fund is paid out, accounted and settled for.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 760.

An Act

To incorporate the Iron City Land Company.

Corporators.

Name.
Purpose.

Privileges.

Capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Frederick W. Jones, Nathan T. Johnston, J. C. Fawcett, William P. Murray and John C. Mattern, and such other persons as may hereafter be associated with them, shall be and are hereby declared a body corporate and politic, in fact and in name, by the name of the Iron City Land Company, for the purpose of buying, selling, developing and working timber, and the development of town sites and mineral lands, and dealing in the same and their products, and for that purpose may purchase, hold, sell, convey, mortgage, lease and otherwise dispose of real and personal property, and construct internal improvements.

SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, divided in shares of fifty dollars each; and said shares, and all shares of stock issued by said company, shall be deemed to be personal property, and be transferable in such manner as shall be prescribed from time to time by the by-laws of the company; and that said

company may increase their capital stock to an amount not exceeding one million five hundred thousand dollars, and may issue shares accordingly, and may classify the said stock, and that said company may reduce their capital stock.

SECTION 3. That the property and affairs of said company shall be managed by a board of directors, not less than three or more than seven in number, as said by-laws shall from time to time establish, a majority of whom shall be residents of this state; that said board shall organize by appointing one of their number to be president, and a suitable person to be secretary, and may afterwards appoint such officers and agents as they may deem necessary, and may, by their by-laws, fix their duties, powers and compensation; and that the persons named in the first section of this act, or a majority of them, shall, within thirty days after the passage of this act, hold an election for seven directors of said company, who shall continue in office for one year from date of said election, and until others are elected in their stead.

Directors.
Organization of board.
Officers and agents.
First election.

SECTION 4. That the directors of said company shall be chosen annually at such time and place as said by-laws shall fix; that all elections of directors shall be by ballot, and that each share of stock shall be entitled to one vote, which may be given in person or by proxy; and if at any time, for any cause, it shall happen that no election shall be held or made at the time herein appointed, the directors for the time being shall continue until an election be regularly held, according to the requirements of the by-laws in that behalf, or of this act; and that any vacancy in any board, either before or after they are organized, may be filled for the unexpired term by the remainder of such board, or the majority of them; and that in any election of directors the persons having or receiving the greatest number of votes shall be directors, and shall continue in office until their successors are elected.

Annual election
Votes.
Failure to hold election at time appointed.
Vacancies.

SECTION 5. That a majority of the directors, from time to time, shall form a board for transacting the business of the company, and may make such by-laws, rules and regulations as they may deem expedient for the government, management and disposition of the stock, effects, property, lands, profits and concerns of said company, not contrary to the constitution of the state or the United States.

Quorum.
By-laws, &c.

SECTION 6. That this act shall take effect immediately: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and taxes

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 761.

An Act

Extending the provisions of the act of the eleventh of April, Anno Domini one thousand eight hundred and sixty-six, relative to the fees of county treasurers in Luzerne and Clearfield, to the county of Clinton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, relative to the fees of county treasurers of Luzerne and Clearfield counties, on unseated lands and licenses, be and the same are hereby extended to the county of Clinton.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 762.

An Act

To authorize the Hanover Branch Railroad Company to construct branches in said railroad, not to exceed ten miles in length.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and directors of the Hanover Branch Railroad Company be and are hereby authorized, at any time hereafter, to survey, locate and construct one or more branches of railroad, not exceeding ten miles in length, extending from any point or points on the main line of their railroad to any point or points in York county, with a view to the development of the territory within said limits and furnishing an outlet to its productions; and the said company shall have the same rights and privileges and powers, in respect to the location, construction and management of each and all of said

branches, and the operating thereof, as are conferred by their charter, and all supplements thereto, in regard to its main line of railroad.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 763.

An Act

To prevent hawking and peddling in Crawford and M'Kean counties without a license.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act no person or persons shall sell, or expose to sale in the counties of Crawford and M'Kean, as a hawker or pedler, or traveling merchant, any tin, Japan copper, sheet-iron, eave-trough or spouting without first obtaining a license so to do, and paying therefor, to the treasurer of the county, for the use of the commonwealth, the sum of one hundred and fifty dollars for each and every wagon run; said license to be granted in same manner as now.

Hawkers and pedlers of tin, Japan copper, &c., to be licensed.

SECTION 2. If any person or persons shall so engage or be concerned in hawking and peddling, as aforesaid, within said counties, without having first obtained a license as aforesaid, he or they shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be sentenced to pay a fine, not to exceed one hundred and fifty dollars for one horse wagon, and two hundred dollars for two horse wagon.

Penalty for hawking and peddling without license.

SECTION 3. That the provisions of the act of May first, one thousand eight hundred and sixty-one, and supplements, changing the mode of criminal proceedings in Erie and Union counties, be extended to embrace the provisions of this act.

Certain provisions extended.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 764.

An Act

To annul the marriage contract between Richard Steavely and Ella Steavely, his wife.

Marriage con-
tract annulled.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract between Richard Steavely and Ella Steavely, his wife, be and the same is hereby annulled and made void, to all intents and purposes, and the said parties are hereby released and set free, and discharged from said contract and the duties and obligations thereunder, as fully, effectually and absolutely as if said marriage contract had never been made.

Act not subject
to enrolment
tax.

SECTION 2. That the enrolment tax required to be paid by the act of assembly, entitled "An Act to revise, amend and consolidate existing laws regulating enrolment tax," approved the first day of May, Anno Domini one thousand eight hundred and sixty-eight, is hereby remitted so far as the same is applicable to this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 765.

An Act

Relative to contracts by county commissioners in certain counties of this commonwealth.

Commissioners
to advertise for
proposals before
contracting for
erection, &c., of
buildings.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of the counties of Bucks, Lancaster, Juniata, Venango, Adams, Erie, Mercer, Westmoreland, Montgomery, Clarion and Schuylkill, before making any contract for the erection of any new building or build-

ings, bridge or bridges, or for the alteration or addition thereto shall, by public advertisement, printed in not less than two weekly newspapers of the county, if so many be published therein, where the contract is to be awarded, for not less than four weeks, one of which shall be published in the county town, invite sealed proposals for the same according to specifications, which shall be written or printed in a book to be kept by the commissioners for that purpose, and kept open for the inspection of all persons for at least four weeks before the time appointed by said advertisement for the opening of said sealed proposals, and which, at the time fixed, shall be publicly opened and the contract awarded to the lowest bidder or bidders, who shall, within ten days thereafter, give security to said commissioners for the faithful performance of said contract, according to said specifications: *Provided*, That no contract shall be awarded by county commissioners until the same, with the sureties for its faithful performance, shall be approved by one of the judges of the court of common pleas of the proper county.

Specifications.

Contracts to be awarded to lowest bidders.

Contractors to give security.

Security to be approved by judge.

SECTION 2. That any violation of the first section of this act by said commissioners shall be deemed a misdemeanor, and upon conviction thereof said commissioners shall be sentenced to pay a fine not exceeding two thousand dollars.

Penalty for violating first section.

SECTION 3. That in the case of bridges the specifications may be for iron, stone or wood, all or either of them; and at the time of opening said proposals the commissioners may elect which kind of structure said bridge shall be, and then award the contract in accordance with the provisions of section first of this act.

Specifications in case of bridges.

Commissioners may elect kind of structures bridges to be.

SECTION 4. That in the event of the destruction by fire, flood or otherwise, of a bridge or bridges, on any important thoroughfare, or where delay in re-building will be of serious inconvenience to trade and travel, the commissioners may reduce the time of advertisement for sealed proposals, as also the time the specifications shall be open to inspection on the books of the commissioners, to two weeks.

May reduce time of advertisement in certain cases.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 766.

A Further Supplement

To an act to incorporate the Huntingdon and Broad Top Mountain Railroad and Coal Company, approved May sixth, one thousand eight hundred and fifty-two.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said Huntingdon and Broad Top Mountain Railroad and Coal Company shall have the right to increase the amount of their preferred stock from the present amount, three hundred thousand dollars, to an amount not exceeding five hundred thousand dollars: *Provided,* Such increase be first sanctioned at a meeting of the stockholders duly convened for that purpose.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 767.

An Act

Relating to the Philadelphia and Baltimore Central Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the Philadelphia and Baltimore Central Railroad Company to borrow money at a rate of interest not exceeding eight per centum per annum; and all contracts heretofore made by the said company, for the payment of interest not exceeding eight per centum per annum, are validated and confirmed.

Authorized to
borrow money.

Former con-
tracts validated.

Power to mort-
gage, relative to.

SECTION 2. That the power to mortgage conferred upon the said company by the first section of the act of the general assembly of this commonwealth, approved the twelfth day of February, Anno Domini one thousand eight hundred

and fifty-six, entitled "A further supplement to an act to authorize the governor to incorporate the Philadelphia and Baltimore Central Railroad Company," shall be construed as authorizing the said company to mortgage the whole or any part of their railroad, real estate, rolling stock and other personal property, rights, liberties and franchises in the state of Pennsylvania, then acquired or thereafter to be acquired, for the purpose in the said act mentioned.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 768.

An Act

To authorize and empower the trustees of the Waterford academy, in the county of Erie, to appropriate money belonging to said academy, for the purpose of building a boarding hall for the use of students thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Waterford academy, in the county of Erie, be and they are hereby authorized and empowered to appropriate, from the funds belonging to said academy, the sum of two thousand five hundred dollars, to be used by said trustees in the erection and completion of a boarding hall, upon the grounds of said academy, for the use of the students thereof; said boarding hall to be under the exclusive control of said trustees and their successors in office: *Provided*, That the citizens of Waterford and vicinity shall subscribe and pay to said trustees the sum of fifteen hundred dollars for the same purpose: *And provided further*, That the said hall shall not cost less than four thousand dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 769.

An Act

To repeal a supplement to an act to prevent cattle, horses, sheep, mules, goats and swine from running at large in the townships of Sugar Grove and Freehold, in the county of Warren, and the township of Plum, Venango county, and approved March twenty-seven, one thousand eight hundred and sixty-nine, approved April tenth, one thousand eight hundred and sixty-nine, as far as relates to Canal township, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of a supplement to an act to prevent cattle, horses, sheep, mules, goats and swine from running at large in the townships of Sugar Grove and Freehold, in the county of Warren, and the township of Plum, Venango county, and approved March twenty-seventh, one thousand eight hundred and sixty-nine, approved April tenth, one thousand eight hundred and sixty-nine, are hereby repealed as far as relates to Canal township, in the county of Venango.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 770.

A Supplement

To an act, entitled "A supplement to the act incorporating the Pittsburgh and Connellsville Railroad Company," approved the twenty-first day of March, Anno Domini one thousand eight hundred and fifty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Pittsburgh and Connellsville Railroad Company are hereby authorized and empowered to exercise, have and enjoy

all the powers and privileges relative to the assessment of damages for lands taken and appropriated, or to be taken and appropriated, or materials taken, or for changing of the site of any portion of any public road, except the Cumberland and Wheeling turnpike, on any branch railroad built or leased by said company, as are now conferred on said Pittsburg and Connellsville Railroad Company, by the act, entitled "A supplement to the act incorporating the Pittsburg and Connellsville Railroad Company," approved the twenty-first day of March, Anno Domini one thousand eight hundred and fifty-five: *Provided*, That the manner of appointing viewers shall be the same as is provided for by existing laws now in force relative to the Pittsburg and Connellsville Railroad Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 771.

An Act

To authorize the overseers of the poor of Eldred township, Jefferson county, to levy an additional tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the overseers of the poor of the township of Eldred, in the county of Jefferson, are hereby authorized and empowered to levy and collect annually, in addition to the rate now allowed by law, an additional rate, not to exceed ten mills on the dollar, as will enable them to support the paupers chargeable upon said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 772.

An Act

To repeal an act approved April seventeenth, one thousand eight hundred and sixty-nine, entitled "An Act to protect fish in the townships of Barret and Price, in the county of Monroe."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act approved the seventeenth day of April, one thousand eight hundred and sixty-nine, entitled "An Act to protect fish in the townships of Barret and Price, in the county of Monroe," be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 773.

A Further Supplement

To an act incorporating the city of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever the construction of a sewer or the pavement of the side-walk or of the carriage way, at any street or part of a street, in said city, shall be ordered by the councils thereof to be constructed at the cost of the owners of real estate fronting on the street or part of a street so to be improved, and there is or shall be a common alley, not adopted as a street, leading out of such street between the points to which such improvements shall extend, the cost of constructing so much of such improvement as is or shall be in front of such alley shall be assessed upon the real estate between the points so improved, in proportion to the number of feet of front held by each respective owner: *Provided,* That when such improvement shall extend beyond the block through which such alley passes, such

How cost of constructing sewers, &c., to be assessed in certain cases.

assessment shall not extend beyond the block in which the alley is located; and in all cases where such cost has heretofore been assessed against such alley and is unpaid, the said councils may in their discretion rescind such assessment and re-assess and collect the same in the manner herein above provided.

SECTION 2. That the viewers appointed to assess damages upon any new street laid out, widened or extended in said city, under the provisions of the act of assembly in such case made and provided, shall also assess the advantages to the several properties along the line of such new, widened or extended street, or in the vicinity thereof, so far as special advantages shall be caused by the laying out, opening, widening or extending of the same, and shall make and report an assessment for contribution upon all such property as shall be benefited thereby, such sums respectively as they may have been benefited over and above all disadvantages; and the corporation of the city of Erie may proceed to collect such assessments for contribution in the same manner as debts due said city are collectible, with the same rights of appeal as in the case of assessment of damages.

Viewers to assess street damages may make assessments for contribution upon properties benefited.

How assessments to be collected.

SECTION 3. And the said councils shall have power, upon petition of twelve freeholders of said city, to change the channel of any stream within the corporate limits of said city, or to narrow, improve or turn into a sewer the waters of any such stream, either for the purpose of flushing said sewer or of disposing of offensive water or filth, or for economical reasons to avoid expensive accommodations on the surface for said water; and the proceedings for assessment of the advantages and damages accruing to the several properties adjoining, contiguous to, or affected by, said change, shall be the same as is provided in the case of laying out new streets in said city, as provided in this and preceding acts of assembly, with the same right of appeal as in the case of damage on new streets.

Councils may change channels of streams, &c., upon petition of twelve freeholders.

Proceedings for assessment of advantages and damages.

SECTION 4. And the said councils shall have the power to construct sewers along any of the streets or alleys of the city of Erie, and make pavements on the same whenever the majority of the owners of property, or the owners of a majority of feet front on both sides facing on said street, shall petition for the same.

Councils may construct sewers, &c., upon petition of majority of property owners.

SECTION 5. So much of any act of assembly as conflicts with the foregoing enactment, is hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 774.

An Act

Creating the North ward of the borough of Pottsville.

North ward
created.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the territory of the borough of Pottsville, enclosed within the following bounds: Beginning at a point on the corner of Centre street and an alley, at property of John Reiff; thence along said alley to Adams street; thence along said Adams street to Norway alley; thence along said Norway alley, and in a line with the same, to the borough line; thence along said borough line to a point on or in a line with Third street, Jalapa, in said borough, as laid down in the map of said borough by James D. Scott; thence along and in a line with Third street to North street; thence along said North street to First street; along said First street to Fourth street; along Fourth street to Water street; along Water street to Front street; along Front street to Coal street; along Coal street to Nichols street; along Nichols street to Centre street; along Centre street to the place of beginning, be and the same is hereby erected into and constituted the North ward of the borough of Pottsville, with the like rights, privileges and immunities of other wards of said borough.

A separate elec-
tion district.Place of holding
elections.First election
for officers.Subsequent
election.Judge of court
to appoint offi-
cers to conduct
first election.Duty of county
commissioners.

SECTION 2. That the said North ward of the borough of Pottsville shall constitute a new and separate election district; and all elections for said district shall be held at the house of Mrs. Bridget Ketner, in said ward.

SECTION 3. That on the first Monday of March next there shall be held, in said ward, an election for three councilmen and three school directors, one judge and two inspectors of election, who shall serve in their respective capacities until their successors shall be elected and qualified.

SECTION 4. That at the next general election there shall be elected one councilman and one school director, who shall serve for the full term of three years; one councilman and one school director, who shall serve for the term of two years; one councilman and one school director, who shall serve for the term of one year; that when their respective terms shall have expired their successors shall be elected for the full term of three years; there shall also be elected one judge and two inspectors of elections, one constable and two justices of the peace.

SECTION 5. That the president judge of the court of common pleas of Schuylkill county shall appoint one judge and two inspectors of election, who shall conduct the first election in said ward; and it shall be the duty of the commissioners of said county to furnish the said election officers with copies of the registry of the North-west and North-east wards of said borough for the said first election, and for the next general

election there shall be made a new registry for said ward itself.

SECTION 6. That all acts or parts of acts inconsistent with the provisions of this act are hereby repealed. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 775.

An Act

To increase the pay of election officers in the county of Bradford.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the pay of the election officers for the county of Bradford shall be the same per diem, to be paid by the several townships and boroughs in said county, in addition to such sum as they are paid by the county, as if the election for township and borough purposes were held upon a separate day. Pay of election officers.

SECTION 2. The provisions of this act to apply to the officers that held the election in the year, Anno Domini one thousand eight hundred and sixty-nine. Act to apply to officers for 1869.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 776.

An Act

Relative to vagrants in the county of York.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Commitment of
vagrants, rela-
tive to.

That from and after the passage of this act it shall not be lawful for any justice of the peace in the county of York to commit any person or persons, as vagrant or vagrants, to the common jail of said county, except upon the oath or affirmation of two or more creditable citizens, who shall be freeholders in said county; and the officer before whom the information is made shall set forth in the commitment the names of the citizen making such information.

Fees of justices
of peace.

SECTION 2. That hereafter all fees to be received by any justice of the peace, in said county, in any vagrant, shall be twenty-five cents and no more.

Fees of constables.

SECTION 3. That all fees to be received by any constable, in the borough of York, in any vagrant case, shall be as follows: For arresting and bringing before a justice of the peace and conveying to jail twenty-five cents, with lawful mileage: *Provided,* That no mileage shall be allowed when the distance traveled does not exceed one mile.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 777.

An Act

To prevent hogs from running at large in Union township, Union county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
That from and after the passage of this act all swine found

running at large, in the township of Union, in the county of Union, shall be considered in the character of strays, and may be taken up as such by any person, and shall and may be disposed of under existing laws of this commonwealth relating to strays, and providing for the disposition and sale of the same: *Provided*, That this act shall not apply to any animals that may have escaped from their proper owners or enclosures.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 778.

An Act

Authorizing the burgess and town council of the borough of Sharon, Mercer county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Sharon, in the county of Mercer, are hereby authorized and empowered to borrow a sum of money, not exceeding ten thousand dollars, and to issue bonds or certificates of indebtedness therefor, under the corporate seal of said borough, attested by the burgess and clerk of the town council, in sums not less than one hundred dollars each, payable at such times as the said burgess and town council shall determine, not exceeding ten years from the date of issue, at a rate of interest not exceeding eight per centum per annum; which interest shall be payable annually to the holder or holders of such bonds or bonds, certificate or certificates of indebtedness: *Provided*, That such money, when borrowed, shall only be used for making necessary improvements in said borough.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 779.

An Act

To authorize the school board of Mount Pleasant borough to levy and collect a per capita tax for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Mount Pleasant, Westmoreland county, are hereby authorized and empowered to levy a per capita tax, for building purposes, upon each and every male taxable in said borough, not exceeding four dollars per annum, for a term not exceeding five years.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 780.

An Act

To extend the time of certain officers in Lebanon county.

WHEREAS, In consequence of a misapprehension of the provisions of the act of assembly regulating the general elections of this commonwealth, passed February nineteenth, one thousand eight hundred and sixty-nine, the qualified electors of several of the wards and townships of the county of Lebanon neglected to elect justices of the peace to supply the place of those whose term of office expired in March, one thousand eight hundred and seventy:

And whereas, It will cause great inconvenience to the citizens of the wards and townships if the offices remain vacant until the next general election, leaving some of the townships and two of the wards of the borough of Lebanon without justices of the peace; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the term of the justices of the peace now in office in said wards and townships within the county of Lebanon, which are about expiring, be extended to the second Tuesday of October, Anno Domini one thousand eight hundred and seventy; and that all their official acts as such are hereby legalized, shall be treated and held as valid as fully and effectually as if the said term of office had not expired.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 781.

An Act

To authorize the borough of Cassville school district to borrow money and issue bonds to secure the payment of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough of Cassville school district be and the same is hereby authorized to borrow a sum of money not exceeding one thousand dollars, for the purpose of purchasing ground and erecting a school house in said district; and it shall and may be lawful for the board of school directors of said district, by the president of said board, to execute a mortgage upon the real estate of said district, to secure the payment of the bonds to be issued by said board for the money so borrowed; which said bonds shall be paid out of the school taxes hereafter collected in said district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 782.

A Further Supplement

To the act incorporating the borough of Hyde Park.

Burgess and council may appoint separate collectors for certain wards, Scranton city.

Appointments for 1869, legalized.

Recorder and mayor, Scranton city, may appoint auditors to audit bounty accounts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Hyde Park are hereby authorized and empowered to appoint a separate collector for each the Fourth, Fifth and Sixth wards of the city of Scranton, which territory embraced the old borough of Hyde Park; and that the appointments made by the said burgess and town council for the year one thousand eight hundred and sixty-nine are hereby legalized, and all acts done in pursuance thereof made valid.

SECTION 2. That the recorder and mayor of the mayor's court of the city of Scranton, are hereby authorized to appoint three judicious men to audit the accounts of said burgess and town council, as regards the bounty tax for the said borough of Hyde Park, with such power and pay as is now conferred upon the auditors of Luzerne county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 783.

In Act

Authorizing the commissioners of Allegheny county to provide and furnish a convenient room or rooms as an office for the county superintendent of common schools of said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Allegheny county are hereby authorized and required to provide a convenient room or rooms in the court house in the city of Pittsburg, or at some other

suitable place, and furnish the same in a suitable manner with all the necessary fixtures appertaining thereto, for the comfort, use and accommodation of the county superintendent of common schools of said county, and pay the expense attending the same out of the funds of said county as other county expenses are paid.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 784.

An Act

Supplementary to and relating to the borough of West Elizabeth, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inhabitants of said borough entitled to vote for members of the general assembly, having a *bona fide* residence of at least six months immediately preceding the election, shall on the second Tuesday of next October, and annually thereafter on the same day which now or may hereafter be fixed by law for the election of constable and other township officers within this commonwealth, meet at public school house in said borough, and then and there, between the hours now specified by law for the election of township officers, shall, by ballot, elect one burgess, one street commissioner, one high constable, annually; six town councilmen, two for three years, two for two years and two for one year, and two annually thereafter; said election shall be conducted in the same manner and by the same officers and on the same day as is provided for in the election of township officers for this commonwealth, except the time of residence, and the certificates of election of borough officers, shall be filed with the records of the corporation; no one to be eligible to burgess and town council until he has resided in the borough two years; the burgess and town councilmen shall be known and styled the burgess and town council of West Elizabeth.

SECTION 2. That the burgess shall be president of the town council at its several meetings; he shall only have power to preserve and enforce order and shall not have the privilege to

Qualification of voters.

Election of officers.

Powers of burgess.

- vote; he shall have power to call special meetings of the council, but in all cases of special meetings personal notice thereof shall be given to each member of council unless absent from the borough; he shall also have power to issue warrant or warrants for the collection of fines imposed by this charter or the by-laws of the town council, providing the same is not inconsistent with the laws of this commonwealth, to the town constable, ordering the same to be paid to treasurer of West Elizabeth, and he shall have all the power and authority in the collection of said fines as the collectors of county rates, and may be proceeded against in the same manner: *Provided further*, That the town council may remit such fines, by a majority of the same, as in their discretion may seem proper.
- Council may remit fines.
- SECTION 3. That the burgess and town council shall meet on the first Monday of April, annually, and as often thereafter as occasion may require; four members shall constitute a quorum to do business, and the proceedings of a majority of the quorum shall be valid except for the purpose of levying a tax, which shall require a majority of the council to vote in the affirmative, which vote shall be recorded; and the town council shall have power, in the absence of the burgess, to appoint a burgess *pro tempore*, who may or may not be a member of the council, and who shall take the same oath or affirmation of the burgess, and who shall discharge the duties incumbent on the burgess, and be liable to the same fines and penalties of the burgess; and they shall have power to fill any vacancy that may occur therein by the death, resignation or removal from the district, or otherwise, until the next annual election for councilman, when such vacancy shall be filled by electing a person from the district to supply the same; and a failure of the voters to fill the vacancy at the regular annual election, will authorize the council to do so; or if any person having taken upon himself the duties of the office of councilman, shall neglect to attend any two regular meetings of the council in succession, unless detained by sickness or detained by absence from the district, or to act in his official capacity when in attendance, the councilmen present shall have power to declare his seat in the council vacant, and to appoint another in his stead to serve until the next regular election: *Provided*, That this shall not be so construed as to relieve him from any penalties or from neglecting or refusing to act as councilman; and the present council shall have power to elect one additional member of council, or fill any other vacancy under the rules and regulations as before mentioned.
- Meetings of burgess and council.
- Quorum.
- Majority vote required to levy tax.
- Burgess pro tem
- Vacancies.
- Present council may elect additional member, or fill vacancy.
- Penalty on officers for failing to accept office or perform duties.
- SECTION 4. That if any person duly elected burgess, street commissioner, high constable, and having received personal notice thereof as directed by this act, shall refuse or neglect to take upon himself the duties thereof, or having taken upon himself the duties of his office, shall fail or neglect to discharge the same according to-law, shall for every such offence forfeit and pay a sum not exceeding five dollars; and every other such officer appointed by this act, or the by-laws and ordinances of the town council aforesaid, who shall neglect

or refuse to take upon himself the duties of such office, or having accepted the same, shall refuse or neglect to perform the duties thereof, shall for each and every such offence or neglect, or refusal, forfeit and pay a fine not exceeding five dollars, at the discretion of the council; which fines and all other fines that may be incurred by this act, or any of the by-laws or ordinances thereof, shall be for the use of said borough, and shall be recovered in the name of the burgess and town council of the borough of West Elizabeth, and shall be collected as authorized by section third of this act: *Provided*, That no person shall be compelled to serve for more than one year in any term of three years; and the payment of the fine shall be equivalent to a service of one year in the office, except a town councilman elected for three years shall be required to serve three years, and shall not be subject to any fine for any term of nine years, or if elected for two years, shall not be subject to a fine for any term within six years: *And provided herein further*, That nothing herein contained shall be construed to exonerate any justice of the peace or school director, or other officer, from the payment of any fine or penalty imposed by the existing laws, or that may hereafter be enacted for refusing to serve in such office. Proviso.

SECTION 5. The burgess shall take and subscribe an oath or affirmation before a justice of the peace, or before any other officer authorized to administer the same in the county of Allegheny, to support the constitution of the United States and that of the state of Pennsylvania, and the laws thereof, and to execute the office of burgess of West Elizabeth with fidelity; and when so qualified, shall administer an oath or affirmation to each of the members of the town council, to the street commissioner, high constable, town clerk and such other officers as shall be elected or appointed under this act, or the by-laws or ordinances of said borough, before they shall enter on the duties of their respective offices; which oath or oaths, or affirmations, so taken and subscribed to, shall be filed among the records of the corporation. Burgess to be sworn.

To administer oath to other officers.

SECTION 6. That from and after the first Monday in April, the burgess and town council duly elected, and their successors in office, shall be one body politic and corporate, by the name and style of the burgess and town council of the borough of West Elizabeth, and shall have perpetual succession, and shall be capable in law to have, receive, hold and possess goods and chattels, lands and tenements, rents, liberties, jurisdictions, franchises and hereditaments, to them and their successors, in fee simple or otherwise, and also to grant, sell, let and assign the same, and shall be capable in law to sue and be sued, plead and be impleaded in any of the courts of law in this commonwealth in all manner of actions whatever, and to have and use one common seal, and the same from time to time at their will to change and alter, to be carried into effect, and to do and to perform all such other services as may be imposed upon him by the same: *Provided*, That the town council shall have power to make, or cause to be made, sidewalks or pavements, and shall have power only to levy a tax on property where such walks and pavements are made, and Burgess and council a body politic.

Name.
Powers and privileges.

Compensation
of officers.

Persons not to
be subjected to
fines for violat-
ing ordinances
until same are
promulgated.

Powers of coun-
cil.

To appoint offi-
cers.

Collection of
taxes.

Appeals and ex-
onerations.

not out of general tax for the improvement of streets: *Provided further*, That the expenses for the enforcement of the by-laws or ordinances may be taken from the general fund, as they may deem expedient, and the same to remove at pleasure; the officers to be appointed by the town council shall be allowed such compensation as the council may fix and agree upon, but the members of the council themselves shall not receive any compensation for their services as members of the council; may remit any of the fines or penalties that may be incurred by and under this act, or any of the by-laws or ordinances when, in their judgment, it may be proper so to do: *Provided*, No by-law, rule, regulation or ordinance of said corporation shall be repugnant to the constitution and laws of the United States or of this commonwealth; and that no person shall be subjected to such fine or punishment for a violation of any by-law or ordinance of such borough, until after six days shall have expired after the promulgation thereof by at least four copies of the same being put up in the most public places within the said borough, and signed by the president or president *pro tem.*, and attested by the town clerk; it shall be the duty of the burgess to cause all the by-laws and ordinances of the council to be executed.

SECTION 7. That the town council shall have power to pass and enact by-laws, rules and regulations and ordinances as they may deem necessary to promote the peace and good order and general welfare of the inhabitants, and well being of said borough, and for the purposes of imposing and keeping in good order, the side-walks, streets, lanes, alleys, common grounds and other property whatsoever that has heretofore been granted to the use of the citizens of West Elizabeth, or that may hereafter be granted to the use of the corporation, and for removing nuisances or obstructions therefrom, and the same to alter, make, renew or annul, as the occasion may require; and also assess, levy, collect and appropriate such taxes as shall be necessary to carry their rules and ordinances into effect; they shall have authority to obtain materials for improving streets, lanes or alleys, public grounds, and order and direct the manner and way in which the same shall be improved, repair and keep in good order; they shall annually appoint a town clerk, treasurer, collector of tax, coal measurer, clerk of the market when necessary, and such other officers.

SECTION 8. It shall be the duty of the burgess to issue his warrant to the collector, as often as occasion may require, commanding him to collect the taxes assessed by the town council, a list or duplicate of which shall be made out and delivered to the said collector, and to pay the same to the treasurer; and the collector shall have the power and authority, in the collection of said taxes, as the collectors of county rates and levies, and may be proceeded against in the same manner that the county treasurer or county commissioners are authorized by law to proceed against the collectors of county rates when they neglect to collect or pay over the amount of their duplicates according to law: *Provided*, That the town council may hold appeals, hear any complaint in relation to the

assessment of such taxes, and grant such relief as may seem best at any time, and also exonerate the collector from the payment of any taxes that may be impracticable to collect; and in all cases of any tax assessed upon any vacant or unseated land in said borough, and the taxes remain unpaid, it shall be lawful for the collector to certify the same to the commissioners of Allegheny county in the same manner as the collector of taxes are authorized by law to return road taxes or unseated lands, and the county treasurer shall, in like manner, collect the said taxes, or sell and convey the lot or lots for the payment of the same, and pay the money into the treasury of the borough, or to whoever it may belong.

Collector may certify unpaid taxes on vacant lands to county commissioners.

SECTION 9. It shall be the duty of the town clerk to attend all meetings of the town council, when assembled on business of the corporation, and perform the duty of clerk thereto; to keep and preserve the corporate seal and records of the corporation, and be answerable for the same, and also for the faithful discharge of all the duties that may devolve upon him by this act or the acts of the corporation; he shall keep a fair journal of the proceedings of the town council in a book to be provided for that purpose, and shall enter all the by-laws and ordinances adopted by the council in a separate book for that purpose, and when signed by the president, shall attest the same; he shall certify copies under the seal of the corporation, which copies of any book, paper, by-laws, ordinances or proceedings of the council, when so certified and attested by the clerk, shall be good evidence of the thing certified; he shall deliver over to his successor the seal, and all the books, papers and other things belonging to the corporation, and upon neglect or refusal to do so, upon demand made, he shall forfeit and pay a fine of less than fifty dollars, and be accountable for all damages sustained by the corporation, to be recovered as like debts and damages are by law recoverable; and he shall receive no compensation until all the property, books and records are delivered to his successor in office, together with duplicate, invoices and receipts for the same, one of which shall remain with the town clerk and the other deposited with the treasurer.

Duties of town clerk.

SECTION 10. It shall be the duty of the treasurer to receive moneys due the corporation, whether for fines, taxes, donations, or in any other way, and to pay out of the same on orders of the president or president *pro tem.*; he shall keep a fair account of his receipts and payments, and settle his accounts with the town council whenever they shall require the same to be done, and pay over all moneys and balances found in his hands, and deliver to his successor in office all books, papers and accounts belonging to the corporation, or pertaining to his official duties, when demanded, for which he shall give a bond to the burgess and town council, with sureties thereon, as they may require.

Duties of treasurer.

SECTION 11. That no moneys shall be drawn from the treasury but by the authority of the council, on order signed by the president thereof and attested by the clerk; it shall be the duty of the town council to settle the accounts of the treasurer, street commissioner, collector of taxes, and of the sev-

How money to be drawn from treasury.

Council to settle accounts of treasurer.

eral officers annually, and to cause a fair statement, showing the receipts in the treasury, and how the same shall have been expended, to be published by the town clerk every year, in the manner prescribed by said town council.

Lock-up, erection of, &c.

SECTION 12. That the burgess and town council of the said borough are hereby authorized to have built, or otherwise provided or supported in said borough, at the expense thereof, a suitable building for the security and temporary detention of any person or persons committed by any justice of the peace, burgess or constable of said borough, for any violation of the laws of this commonwealth, or of the ordinance or ordinances of the borough aforesaid, for which such person or persons could be lawfully committed to the common jail of the county aforesaid, there to remain or be kept until such offender or offenders can be removed to the common jail of said county, if committed for an indictable offence, or until discharged according to law; that no person or persons shall be confined in said lock-up house at any one time for a longer time than seventy-two hours, except such person or persons be charged with an indictable offence, and it may be necessary to detain him, her or them for a legal examination: *Provided*, If the town council shall build a lock-up, or otherwise have provided or supported, they shall levy a capitation tax for that special purpose, and shall be appropriated for no other purpose.

Duties of high constables.

SECTION 13. It shall be the duty of the high constable to be present at the polls at any and every election in said borough for the election of borough officers, and receive the returns from the judge of the election of borough officers, and serve notice on all persons elected, personally or by copy, (if absent from home, said copy shall be left with an adult member at his dwelling house,) and deliver the certificates of election to the town clerk, for which he shall take his receipt for the same, and for which he shall receive the same compensation as township constables are allowed for same purposes: *Provided*, He shall receive no pay until he produces the receipt of the town clerk for the delivery of the same, and shall also do all other duties imposed upon him by the burgess and town council.

Compensation.

Duties of street commissioner.

SECTION 14. It shall be the duty of the street commissioner to act and perform all the duties of the high constable in his absence or disability, and all other duties enjoined on him by the burgess and town council.

How expenses of making arrests, &c., to be paid.

SECTION 15. That the expense of arresting, binding over or committing or keeping any such person or persons in said lock-up house, or conveying him, her or them to the common jail of the county aforesaid, on any indictable offence, shall be paid by the county of Allegheny, on the presentation of proper accounts of the same to the commissioners or comptrollers of said county; but any person or persons committed to the county jail or work-house of Allegheny county, for any offence against the ordinances or by-laws of the borough of West Elizabeth, shall be paid out of the treasury of said borough.

SECTION 16. The said burgess and town council are em-

powered to levy and collect a tax of one dollar on each dog Tax on dogs.
in said borough annually.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 785.

An Act

Providing for the election of a solicitor for Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified voters of Dauphin county shall, at the general election on the second Tuesday of October next, and every three years thereafter, elect one person learned in the law, who shall have resided in the said county for three years next preceding his election, who shall be called the solicitor of Dauphin county.

Solicitor to be elected.

Qualifications.

SECTION 2. That the return judges of said county shall, when they meet as now required by law in the case of other county officers, faithfully add up the votes given at said election for solicitor, and he who has the highest number of votes shall be declared duly elected; and they shall make out duplicate certificates, one of which shall be delivered to the person thus declared elected, and the other to the prothonotary of the court of common pleas of said county; and the term of office of such person, thus duly elected, shall begin on the fourth Monday of January next after said election, and continue for a term of three years.

Duties of return judges.

Term of office.

SECTION 3. That all elections of solicitor of Dauphin county shall be contested and decided in the same manner as is now provided by law for contesting the election of county officers; and if any vacancy shall occur, either by death, resignation, removal from the county or otherwise, such vacancy shall be supplied in the same manner as is now provided by law in the case of district attorney; and any person thereafter elected to fill a vacancy in the office of solicitor of said county shall hold his office for the full term of three years.

How elections contested and decided.

How vacancies supplied.

Terms of persons elected to fill vacancies.

SECTION 4. The salary of the officer elected as hereinbefore provided shall be five hundred dollars per annum, payable

Salary.

Duties.

quarterly; and the officer so elected shall be the counsel of the board of commissioners, directors of the poor and prison inspectors of said county, and shall represent the said county in proceedings in law or equity, wherein the said county is a party or has any interest.

Further duties.

SECTION 5. That it shall be the duty of said county solicitor to collect all fines, forfeitures and all forfeited recognizances, and all moneys now due and which may hereafter become due to said county, and pay all moneys so collected in the treasury of Dauphin county; and he shall be entitled to five per cent. on all collections made and paid in the treasury as aforesaid: *Provided*, It is paid in said treasury within thirty days after the same is collected.

Percentage on collections made.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 786.

A Further Supplement

To the act, entitled "An Act to incorporate the Wheatley Dramatic Association," approved February twelfth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporation created by the act to which this is a supplement, and limited by the fifth section of said act to a capital stock of twenty thousand dollars, shall have power and is hereby authorized, at a regular meeting of its shareholders, to increase said capital stock to an amount not exceeding one hundred thousand dollars; and that the real estate which said corporation may now own or hereafter acquire in the city of Philadelphia, be, is and the same shall be exempt from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 787.

An Act

To extend the provisions of an act, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, so far as relates to certain counties." approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, to the counties of Lehigh and Union.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "A supplement to an act relating to the lien of mechanics and others upon buildings, so far as relates to certain counties," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby extended to the counties of Lehigh and Union: *Provided*, That nothing in this act shall render property liable to liens for repairs, alterations or additions, where the same has been altered by any lessee or tenant without the written consent of the owner or owners, or reputed owner or owners, or his or her duly authorized agent.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 788.

An Act

To authorize the sale of certain out-lots in the city of Franklin.

WHEREAS, By an act passed the first day of February, one thousand seven hundred and ninety-six, two certain contiguous out-lots of the town of Franklin, at the mouth of French creek, in the county (then) of Allegheny, now Venango, viz: Number twenty-seven, containing one acre and fifty-four perches, and number thirty, containing one acre and fifty-seven perches, were ceded to the United States of America, to occupy and hold the same to the said United States so long

as they shall actually maintain a fort, garrison or other military establishment thereon, and no longer :

And whereas, The said United States have long since abandoned the premises and ceased to maintain a fort, garrison or other military establishment thereon :

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the county surveyor for the county of Venango to expose the said two out-lots to public sale on the premises, within six months after the passage of this act, first giving at least ten days' notice of the time and place of sale, by advertisement published in one newspaper in the city of Franklin, and sell the same to the highest bidder for cash, and forthwith make report of such sale to the surveyor general, who is hereby authorized and required to issue a patent or patents to the purchaser or purchasers thereof, on payment to the state treasurer of the purchase money and fees for patents for town lots ; and the purchaser or purchasers are hereby authorized to reclaim any part or parts of said lots which have been washed away by the waters of the Allegheny river or French creek.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 789.

An Act

Providing for the removal of the dead interred in the Union burial ground of the borough of Millersburg to Oak Hill cemetery of said borough, and authorizing the board of trustees of said burial ground to sell the real estate used for such purpose, after said removal.

Preamble.

WHEREAS, The Union Burial Ground Association of the borough of Millersburg, in the county of Dauphin, a corporation chartered under the laws of this commonwealth, composed of lot holders in a certain tract or portion of land adjacent to said borough, and used by them for the exclusive purpose of sepulture, believing that it would be conducive to the health of the inhabitants of said borough to abandon its use as a place of interment for the dead, have, in a number of instances,

either removed or are about to remove their dead from said burial place to Oak Hill cemetery, a burial ground adjacent to said borough, and more especially adapted for the purposes of sepulture; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That whenever said lot holders shall, at a special meeting to be called by the board of trustees for that purpose, and of which full and timely public notice shall be given, determine, by a majority of three-fourths of all the lot holders composing said association, to remove their dead to said Oak Hill cemetery, that then it shall be the duty of the board of trustees of said burial ground association to have such removal made to such lot or lots, in said Oak Hill cemetery, as may be selected by the individual lot holders, each lot holder being permitted to select as many lots in said Oak Hill cemetery, and which are not already selected, as he was the holder of in said Union burial ground.

Removal of
dead provided
for.

SECTION 2. That after such removal shall have been fully and completely made the board of trustees of said burial ground association be and they are hereby empowered to sell the real estate owned, so hitherto used by them as a burial ground, at public sale, after the usual time of advertising, to the highest and best bidder, and on such terms as may be thought by them most advantageous, and their deed therefor shall be good and sufficient in law; and said board of trustees shall apply the proceeds of such sale, together with whatever other unexpended moneys, belonging to said association, as may be in their hands, to the payment of all the expenses incident to the removal and re-interment of the dead in said Oak Hill cemetery, as provided in section first of this act; and the money thereafter remaining shall be by them paid over to the board of managers of said Oak Hill Cemetery Association, for the purpose of being applied to the payment of any debts which may rest against said cemetery association.

Sale of burial
ground author-
ized.

How proceeds
of sale to be ap-
plied.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 790.

An Act

To enable the city of Franklin, in the county of Venango, to fund its debts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the mayor and city councils of the said city of Franklin be and they are hereby authorized to issue bonds, with coupons attached, bearing interest at a rate not exceeding seven (7) per centum per annum, redeemable in five years, at the option of said city, and payable in fifteen years from the first day of March, Anno Domini one thousand eight hundred and seventy, and exchange the same for all debts outstanding at that date (to wit, first March, one thousand eight hundred and seventy,) whether by judgment, decree, note, bond, order on the treasurer or otherwise: *Provided,* That this act shall not apply to the school funds nor school debts.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 791.

A Further Supplement

To the act of March nineteenth, one thousand eight hundred and sixty. entitled "An Act to incorporate the city of Harrisburg." relating to taxes in the city of Harrisburg and the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter it shall be the duty of the assessors of the several wards of the city of Harrisburg, immediately after the annual assessment in each year, to divide and classify the real estate so assessed into two classes.

Assessors to divide real estate into two classes.

SECTION 2. The first class shall consist of all property in First class. said city other than that used for manufacturing purposes, together with the lands and dwelling houses and other buildings connected therewith.

SECTION 3. The second class shall consist of all property Second class. in said city used for manufacturing purposes, excepting breweries and distilleries, together with the lands, dwelling houses and other buildings connected therewith.

SECTION 4. It shall be the duty of the council of said city, Duty of council, county commissioners, &c., in determining rate of taxation. the county commissioners and the school directors thereof, in determining the rate of taxation for each year, for county, municipal and school purposes, to assess a tax upon the property embraced in the second class aforesaid equal to two-thirds of the highest rate of tax required to be assessed for said year, so that upon the real estate assessed in said city there shall hereafter be two rates of taxation in accordance with the classification aforesaid; and so much of the supplement of the twenty-second of April, one thousand eight hundred and sixty-eight, to the act to incorporate the city of Harrisburg, as makes three classes of property in said city, and requires three rates of taxation, as is inconsistent with the provisions of this act, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 792.

A Supplement

To the charter of the city of Allentown.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the sixth section of an act, entitled "A supplement to the charter of the city of Allentown," approved the twenty-second day of March, Anno Domini one thousand eight hundred and seventy, which prohibits the assessment and collection for city taxes of more than three-quarters of one per centum upon the city valuation in any one year, be and the same is hereby repealed: *Provided,* That the assessment and

collection of the city taxes shall not exceed one per centum upon the city valuation in any one year.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 793.

A Supplement

To an act to prevent cattle, horses, sheep and swine from running at large in the county of Chester, approved April first, Anno Domini one thousand eight hundred and sixty-eight, extending the provisions of same to townships of Sadsbury, Bart and Colerain, in the county of Lancaster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to prevent cattle, horses, sheep and swine from running at large in the county of Chester," approved the first day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby extended to the townships of Sadsbury, Bart and Colerain, in the county of Lancaster.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 794.

An Act

To prohibit the issuing of licenses to sell spirituous, vinous, malt and brewed liquors in the township of Franklin, in the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act no licenses to sell, for drinking purposes, spirituous, vinous, malt or brewed liquors shall be issued to any person or persons in the township of Franklin, in the county of Westmoreland.

Issuing licenses to sell for drinking purposes prohibited.

SECTION 2. That if any person or persons shall, for the purpose aforesaid, sell any spirituous, vinous, malt or brewed liquors, or any admixture thereof, after the passage of this act, or shall knowingly and wilfully let or rent to any person or persons any house or place for the sale of such liquors aforesaid, within the township of Franklin aforesaid, he, she or they so offending, upon conviction thereof in a court of competent jurisdiction, shall be fined in a sum of not less than fifty (50) dollars, nor more than two hundred (200) dollars, and upon a second conviction thereof, in addition to the fine already imposed in this section, shall undergo an imprisonment, in the common jail of the county of Westmoreland, for a period of not more than three months: *Provided however,* That persons who are already licensed to sell spirituous, vinous, malt or brewed liquors within the limits of said township of Franklin, shall not be prohibited from selling the same until after the expiration of their licenses.

Penalty for selling for drinking purposes, &c.

Proviso.

SECTION 3. That it shall be the duty of the constable or constables of said township of Franklin to make information against any person or persons offending against the provisions of this act, before some justice of the peace within said township; and if the said constable or constables shall neglect or refuse to make such information within ten days after he has had knowledge, either by notice given him or them, or otherwise, of any person or persons so offending, he or they shall be guilty of a misdemeanor in office, and upon conviction thereof shall be fined in a sum not less than two hundred (200) dollars nor more than five hundred (500) dollars for each and every offence.

Duty of constables.

Penalty for neglect.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 795.

A Further Supplement

To an act to incorporate the Spring Garden Plank Road Company, in the county of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A supplement to the charter of the Spring Garden Plank Road Company, in the county of York," approved the twenty-eighth day of February, Anno Domini one thousand eight hundred and sixty-six, be and the same is hereby continued in full force and effect for a period of five years from and after the first day of April, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 796.

An Act

To authorize the supervisors of Pike township, Potter county, also the school directors of said township, to return to the county commissioners of said county the unseated taxes of said township for the year one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Pike township, Potter county, also the school directors of said township, are hereby authorized to return to the county commissioners of said county the unseated taxes for the year one thousand eight hundred and sixty-nine; the said taxes, when so returned, shall be received by said commissioners and placed on the books for collection

the same as if returned according to existing laws for the returning and collecting unseated taxes in said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 797.

An Act

Incorporating the Erie County Monumental Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Mrs. Caroline Moorhead, Miss Helen Ball, Miss Sarah Reed, and such other person or persons as may be associated with them, be and they are hereby created a body politic, with the name, style and title of the Erie County Monumental Association, with all the powers, functions and authority usually enjoyed and exercised by corporations in this commonwealth, and with authority further to contract for and erect a monument in the city of Erie, in honor and in commemoration of the soldiers and sailors of the said county who served honorably in the service of the United States during the late rebellion. Corporators.
Title.
Powers, &c.

SECTION 2. That the said corporation is authorized to select a plan and specifications, and to issue proposals for the erection of the monument aforesaid, and make such contract or contracts as they may deem necessary for the erection of the same. Authorized to
select plans, is-
sue proposals,
&c.

SECTION 3. That the said corporation shall have power to receive subscriptions, gifts, legacies and bequests, to receive and purchase lands and materials for the objects aforesaid, to pass a constitution and by-laws, and to do every other act and thing necessary, proper and expedient to carry out and effect the said object: *Provided*, That the same shall not be inconsistent with the constitution of the United States or of this commonwealth. May receive
subscriptions,
pass by-laws,
&c.

SECTION 4. That all money or things of value heretofore subscribed, collected, or in any manner procured for the erection of said monument, be vested in the said corporation; and the treasurer is hereby authorized to collect and receipt for all money belonging to said corporation in the hands of Moneys pro-
cured, vested in
corporation.
Treasurer may
collect moneys.

any person or persons whatsoever, and hold the same for the purpose heretofore stated.

County commissioners may subscribe in aid of object.

SECTION 5. That if after a proper effort has been made on the part of said corporation, a sufficient sum of money shall not have been secured for the completion of said monument, the commissioners of Erie county be and they are hereby authorized to subscribe and pay to the said corporation, in aid thereof, any sum of money, not exceeding five thousand dollars, out of the county tax fund.

Mayor and councils, Erie city, may subscribe in aid of object, and donate ground.

SECTION 6. That the mayor and councils of the city of Erie are hereby authorized to subscribe and pay out of the city funds, to the said corporation, in aid of the aforementioned object, any sum of money, not exceeding five thousand dollars; and they are further authorized to donate sufficient ground in any street, square or other part of said city, for the erection of said monument thereon, should such ground be selected.

County commissioners to take charge of monument on completion.

SECTION 7. That upon the completion of the monument aforesaid the commissioners of Erie county are hereby authorized and directed to take charge of the said monument, and see that it be kept in preservation and repair at the proper charge of the county of Erie and the city of Erie, in equal proportions.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 798.

An Act

To make county taxes a lien on real estate in the county of Lycoming, and relative to the duties of assessors in said county.

Taxes to be lien on real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter all taxes assessed for county purposes in the county of Lycoming shall be a lien upon the real estate of the person or persons to whom the same are assessed, from the date of such assessment.

Duty of assessors.

SECTION 2. That hereafter it shall be the duty of the assessors of the several wards, townships and boroughs in the county of Lycoming, to make out and retain a correct copy

of their assessment for the use of the school directors, supervisors, borough and city officers.

SECTION 3. That hereafter it shall be the duty of the assessors of the several townships in the county of Lycoming to return, in their assessment, the warrantee name, number and quantity of all unseated lands assessed by them in the seated list, and also to return a correct list of all unseated lands in their township, with their assessment. Further duty.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 799.

An Act

To repeal an act, entitled "An Act to authorize the school directors of the borough of Sewickley to borrow money and levy an additional school tax."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to authorize the school directors of the borough of Sewickley to borrow money and levy an additional school tax," approved the ninth day of April, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 800.

An Act

To authorize the road commissioners of Ridgebury township, Bradford county, to add twenty-five per cent. to delinquent road taxes, and cause the same to be expended in the proper sub-districts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever any person against whom a road tax shall be levied by the road commissioners of Ridgebury township, Bradford county, who, after being duly notified by any path-master in said township, as now required by law, shall refuse or neglect to work out said tax under the existing laws of this commonwealth, and which shall have been properly returned by such path-master to the commissioners aforesaid, it shall be the duty of said commissioners to add twenty-five per cent. to all such taxes, and place the said tax, together with the addition, in the hands of the proper officer for collection; and when the same shall have been collected, it shall be the duty of said commissioners to cause the same to be properly expended in such sub-district, in the repair of roads or highways as the same was originally placed for collection in labor.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 801.

An Act

Incorporating the Board of Home Missions of the Reformed church in the United States.

Preamble.

WHEREAS, The General Synod of the Reformed church in the United States has a board of home missions, composed of members of the Reformed church, the object of which is to

promote true religion in the general work of christian missions and church extension in the United States :

And whereas, The said board of home missions is intended to receive in trust donations and bequests, and to manage the funds thus contributed for the purposes contemplated in the appointment, by the said synod, of said board, according to the benevolent intent of those from whom such bequests and donations are received, and to administer the affairs of said board in general ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Benj. Bausman, George B. Russell, Daniel Zacharias, Chas. Santee, George Gelbach, Samuel H. Giesy, J. Bossard, Daniel W. Gross, Daniel Gaus, Jacob Y. Dietz, George W. Aughinbaugh and Nicholas Gehr, citizens of the United States and members of the Reformed church in the United States, be and hereby are made, constituted and declared to be a body politic or corporation, which shall henceforth be known by the name of the Board of Home Missions of the Reformed church in the United States, and as such shall have perpetual succession, and be liable to sue and be sued in all courts of record and elsewhere, and purchase, take and hold, to them and their successors forever, lands, tenements, hereditaments, goods, money and chattels, and all kinds of estate whatsoever, which may be devised, bequeathed or given to them, and the same to sell, alien, demise and convey ; also to make a common seal, and the same to alter and renew at their pleasure, and also to make such rules and by-laws and ordinances as may be needful or desirable for the government of said corporation, and not inconsistent with the constitution and laws of the United States and of this state, and of the constitution and rules of the General Synod of the Reformed church in the United States : *Provided always*, That the clear yearly income from real estate held by the said corporation shall not at any time exceed the sum of ten thousand dollars.

Corporators.

Name.
Powers and
privileges.

SECTION 2. The incorporators above named shall hold their offices in said board from the date of this act and until their successors are duly qualified to take their places, who shall be chosen by the General Synod of the Reformed church in the United States, at such time and in such manner as shall be determined upon by said synod ; vacancies occurring by death, resignation, or otherwise, may be filled by the remaining members of this board until the next regular meeting of the General Synod of said church.

Incorporators to
hold offices until
successors are
qualified.

Vacancies.

SECTION 3. The board hereby incorporated, and their successors, subject to the provisions of the constitutional enactments of the General Synod of the Reformed church in the United States, shall have full power to manage the funds and property entrusted to them, and perform the particular duties assigned them, in such manner as they shall deem most advantageous and not contrary to law.

Management of
funds, &c.

SECTION 4. No misnomer shall defeat the benevolent intent of any gift or bequest meant in fact for the use and behoof of the work entrusted to this board, nor shall its disorganization

Misnomer.

Disorganization at any time, by death, resignation, or otherwise, annul its provisions or work its forfeiture.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 802.

An Act

To incorporate the Lehigh Dispatch Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Arthur Ward, William S. Seiger, George E. Bent, Samuel C. Shimer and Ambrose J. Erwin, and such other persons as may be hereafter associated with them, their successors and assigns, be and they are hereby incorporated and made a body politic in law, by the name, style and title of the Lehigh Dispatch Company, for the purpose of transacting a general express business, in the transportation and forwarding of merchandise, goods and any and all kinds of packages and parcels to and from any and all points in the Lehigh valley of Pennsylvania, and to and from all other places at which the said company may establish agencies.

Corporators.

Title.
Purpose.

Election of directors.

Capital stock.

Annual election of directors.

Officers.

SECTION 2. That the beforementioned corporators, or a majority of them, are hereby authorized to elect five directors, one of whom shall be president, who may receive subscriptions to the capital stock of said company; which capital stock shall consist of three thousand shares, at twenty dollars each, with power to increase the same to twenty thousand shares; and such directors so elected shall continue in office until their successors are duly elected by the stockholders, under the by-laws which shall be hereafter adopted.

SECTION 3. The business of said company shall be transacted by a board of five directors, who shall be elected annually by the stockholders, at such time and place, and after such notice, as may be designated by the by-laws; the said board of directors shall elect from among their number a president, secretary and treasurer, whose duties, respectively, shall be prescribed by the by-laws which said board of directors are hereby authorized to make and adopt; said board may also appoint such other officers as their business may re-

quire, and require such security for good behavior and safe keeping of goods and money as to the said directors may seem proper.

SECTION 4. That it shall be lawful for said company to appoint agents and establish agencies in any city or county in this state or of the United States, and sell bills of exchange and issue guaranties of policies of insurance on all merchandise and property which they may forward or transport.

May appoint agents, sell bills of exchange, &c.

SECTION 5. That there shall be annual meetings of the stockholders at such time and places as may be designated by the by-laws, and that each stockholder shall be entitled to one vote at all meetings and elections, for each share of stock held.

Annual meetings of stockholders.

Votes.

SECTION 6. That operations shall not be commenced by the company hereby created until ten per centum of said capital stock shall be subscribed and twenty per centum thereof paid in: *Provided*, That the said company shall pay into the state treasury a bonus of one-fourth of one per centum upon the capital stock, payable in four equal annual instalments.

When operations to be commenced.

Bonus and taxes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 803.

An Act

To incorporate the Sunbury Steam Ferry and Tow-boat Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Andrew Hower, James Riland, W. J. Wolverton, John Geest, Joseph Yarnell, Sol. Weaver, Philip H. Moore, David Clement, William L. Dewart and their associates, be and they are hereby made a body politic and corporate, by the name and style of the Sunbury Steam Ferry and Tow-boat Company, and by said name they and their successors shall have perpetual succession, and shall be in law capable of suing and being sued, pleading and being impleaded, in all courts of law or equity within this commonwealth or elsewhere, of contracting and being contracted with; and they and their successors may have a common seal, and may change and alter the same at pleasure, and shall have power to lease such landings or to lease or purchase in fee simple, or otherwise,

Corporators.

Name.

Powers and privileges.

such real estate as may be necessary for carrying on the business of said corporation, and in their corporate name may make and execute such obligations or liabilities as the transactions or necessities of the corporation may require.

May establish
steam ferry.

SECTION 2. That the said corporation shall have power to establish and maintain a public steam ferry over the Susquehanna river, in Shamokin dam, from and to any and every point along the eastern and western shore of the Susquehanna river, within the limits of the borough of Sunbury, to any suitable and convenient point upon either side of said river; and they shall have power to establish and erect suitable wharves or landings at any convenient point upon either side of the said river; and in case damages should be claimed for injury to private property the same shall be referred, when the parties cannot agree, to three disinterested men, on oath, to be appointed by the court of common pleas of Northumberland county, on the application of either party: *Provided*, That either party shall have the right to appeal to the said court within thirty days after the filing of the decision or award of said jury.

May erect land-
ings.

Damages.

Capital stock.

SECTION 3. That the capital stock of said company shall consist of not less than two hundred nor more than one thousand shares, at twenty-five dollars each; and if any subscriber to said stock, or his or her assignee, shall fail or refuse to pay any instalment called for by the said company at the time and place appointed, and the same shall remain unpaid for thirty days, the company may sue for and collect the same, or may forfeit the stock so subscribed, with whatever money has been previously paid in, as they shall deem proper.

Failure to pay
instalments of
stock.

Subscriptions to
stock.

SECTION 4. That the persons named in the first section of this act, or a majority of them, shall meet at such time and place as may be agreed upon, and open books for subscription to the stock of said company; and whenever the sum of one hundred shares of said stock shall have been taken they shall, upon notice given in one or more of the newspapers of Sunbury, proceed to elect five directors, a majority of whom shall constitute a quorum for business, which said directors shall be chosen from among the stockholders of said company, upon a majority of the votes cast, each share being entitled to one vote, and they shall hold their office until the next regular election, which shall be upon the first Monday of May, Anno Domini one thousand eight hundred and seventy-one, and on the same day of each year thereafter, between the hours of nine and twelve A. M., of said day, and in case of failure to elect, the said officers shall hold over until their successors shall be elected.

Election of di-
rectors.

Powers and du-
ties of directors.

SECTION 5. That the said board of directors shall have power to fix the salaries of all officers and employees of said company, and to make by-laws for the government of the said corporation, not inconsistent herewith nor with the laws and constitution of this commonwealth; and shall elect from their number a president, secretary and treasurer, and shall have power to issue and deliver certificates or evidences of stock, signed by the proper officers and sealed with the seal of the company, which certificates shall be transferable, at the plea-

sure of the holder, upon the books of the company; and they shall keep minutes of their transactions fairly entered in a book for the inspection of stockholders at all reasonable times.

SECTION 6. That said company shall be and they are hereby ^{Tolls.} authorized to charge such rates of fare and tolls for the carrying of passengers, freight, merchandise, live stock, vehicles and every species of property, and for the towing of boats, rafts, arks, &c., conveyed by them, as their board of managers shall direct, subject to revision and correction by the court of common pleas of Northumberland county; the said court being hereby empowered to reduce the said rates to a reasonable figure, if those charged at any time should appear, upon proper application and showing, to be excessive.

SECTION 7. That the directors of the said company may, if ^{Dividends.} they deem it advisable for the interests of the said corporation, on the first Monday of May in each year, declare a dividend of so much of the profits as may be expedient, payable to stockholders in five days thereafter on demand.

SECTION 8. That said company shall keep the said landings ^{Landings and ferry to be kept in good order.} and ferry in good condition for the accommodation of the public; and for the better protection of the same, all persons except the agents or employees of said company are hereby prohibited from pushing, rowing or towing any boat, raft, float, ^{Prohibition.} ark, flat or other vessel, laden or unladen, for pay, hire, gift or reward over the said Susquehanna river, to or from any point opposite or within the limits of the borough of Sunbury aforesaid; and if any person shall be guilty of a violation of ^{Penalty.} this act, they shall, for each and every conviction thereof, forfeit and pay the sum of twenty dollars, to be recovered before any court of record or justice of the peace of this commonwealth, as debts of like amount are recovered, the one-half to be paid to the informer, who shall sue therefor, and the other half to the use of the said borough of Sunbury.

SECTION 9. That if any person shall wilfully or maliciously ^{Penalty for injuring property.} do or cause to be done any act or acts whatever whereby any wharf, steamboat, fastening or other property or thing of said company shall be injured, obstructed or destroyed, the person or persons so offending shall be considered guilty of a misdemeanor, and on conviction of the same shall be punished by a fine not exceeding five hundred dollars, or be imprisoned not exceeding one year, or both, at the discretion of the court: *Provided*, That nothing herein shall impair the right of said company to a full compensation in damages by civil suit.

SECTION 10. That all laws or parts of laws inconsistent ^{Repeal.} herewith be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 804.

An Act

For the improvement of the public roads in Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of all persons having in charge the opening and repairing of the public roads in the county of Lancaster, to make and maintain sufficient bridges over all small streams, water courses and deep gullies, to remove all loose stones; and in every case, except mountain roads, no brakes shall be made or permitted to remain; and the road shall be raised in the middle and slope gradually each way, to the sides, where ditches sufficient to carry off the water shall be made and kept open.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 805.

An Act

To extend to Mrs. Eleanor Scott, of Franklin, Venango county, Pennsylvania, widow of James Scott, private in the Seventeenth United States infantry, war of one thousand eight hundred and twelve, and to Mrs. Peter Harman, widow, of Berks county, the benefit of the acts of assembly of the thirtieth of March, one thousand eight hundred and sixty-six, and supplement thereto, of the twenty-fourth of March, one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of assembly of the thirtieth of March, one thousand eight hundred and sixty-six, and supplement of the twenty-fourth of March, one thousand eight hundred and sixty-eight, be and the same are hereby extended

to Mrs. Eleanor Scott, of Franklin county, Pennsylvania, widow of James Scott, private in the Seventeenth United States infantry, war of one thousand eight hundred and twelve, and to Mrs. Peter Harman, of Berks county, Pennsylvania, widow of Peter Harman, a private soldier in the regular army, war of one thousand eight hundred and twelve.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 806.

An Act

Authorizing the borough of Columbia to borrow money to build a town hall, and hold an election to get the sense of the people as to the erection of said hall.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough council of said borough shall have power to borrow a sum of money, not exceeding forty thousand dollars, for the purpose of building a town hall, and to issue bonds or certificates of loan for the payment of the same, in such amounts and payable at such time or times, and at such rate of interest, not exceeding seven per centum per annum, and to sell the same at such discount as the said council may determine, with or without coupons attached; and the said bonds or certificates of loan shall be exempt from taxation for any purpose: *Provided*, That no bond or certificate of loan shall be issued for a less sum than one hundred dollars: *And provided further*, That said borough council shall not borrow any money under this act, nor erect said town hall, unless the erection thereof be approved by two-thirds of the votes polled at an election, of which public notice by hand-bills shall be given for ten days, to be held by the said borough council, at the present town hall of said borough, on the ninth day of April, one thousand eight hundred and seventy, between the hours of one and seven in the afternoon; at which election every person qualified to vote for members of the town council of said borough shall be allowed to vote; and the tickets shall be labelled on the outside, "town hall," and

Council authorized to borrow money and issue bonds.

Erection of hall to be submitted to vote of electors.

inside contain either the words, "for town hall," or "against town hall;" and the certificate of a majority of the said borough council, under the seal of the borough of Columbia, as to the result of said election, shall be conclusive; and if in favor of the town hall, such certificate shall be recorded in the recorder's office of Lancaster county, and the record thereof shall be evidence.

Place of holding
elections fixed.

SECTION 2. All elections for state, county and borough officers and school directors and other officers, hereafter to be held in the borough of Columbia, shall be held at the following places: For the first ward, at the public house of Joseph H. Black, corner of Front street and Walnut street; for the Second ward, at Wagner's tavern, south-west corner of Locust and Third streets; and for the Third ward, at the public house of Valentine Mack, south-east corner of Fourth and Union streets: *Provided*, That this section shall not apply to the election to be held under the first section of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 807.

An Act

To incorporate the Lancaster and New Danville Turnpike Road Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Amos M'Callister, George Levan, David Landis, Jacob L. Hess, D. K. Wolf, Martin B. Herr, Rudolph Herr, Michael Hoover, Andrew Shenk and Abraham Kendig, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Lancaster and New Danville Turnpike Road Company, with power to construct a turnpike road from a point in Lancaster township, called Graeff's Landing, to a point at or near M'Callister's cross roads, about a mile and one-half south of New Danville, in Pequca township, and to change the bed of any public road on the route when it may be deemed expedient, subject to all

Title.

Construction of
turnpike au-
thorized.

Subject to.

the provisions and restrictions, and with all the powers and privileges contained in the act regulating turnpike and plank road companies, approved the twenty-sixth of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except that the said company may erect toll-gates and charge tolls, upon the completion of said road, although the same shall not extend five miles in length.

SECTION 2. The capital stock of the said company shall consist of five hundred shares at fifty dollars a share: *Provided*, That the said company may, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock so much as may be deemed necessary to complete the road and carry out the true intent and meaning of this act.

SECTION 3. That if the said company shall not commence the said road within three years from the passage of this act, and complete the same within six years thereafter, this act shall be null and void, except so far as may be necessary to wind up the affairs and pay debts of the company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 808.

A Supplement

To an act to incorporate the Titusville and Pit-Hole Plank Road Company, approved the second day of March, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all persons riding or driving over the Titusville and Pit-Hole plank road shall at all times ride or drive upon the right hand track of said road.

Persons to ride or drive upon right hand track

SECTION 2. That any person violating the first section of this act shall be liable to a fine of not less than five dollars and costs of prosecution for each offence.

Penalty for violating first section.

SECTION 3. That any person or persons violating the first section of this act may be proceeded against in the manner provided for in the second section of an act, entitled "A sup-

How persons may be proceeded against.

plement to an act to incorporate the Titusville and Pit-Hole Plank Road Company,' approved the second day of March, one thousand eight hundred and sixty-six," approved the fourteenth day of March, one thousand eight hundred and sixty-seven.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 809.

An Act

To extend the provisions of an act to prevent horses, mules, sheep and swine from running at large in certain boroughs and townships in the county of Luzerne, to Exeter township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act to prevent horses, mules, sheep and swine from running at large in certain boroughs and townships in the county of Luzerne," be and they are hereby extended to Exeter township, in said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 810.

An Act

To incorporate the Central Inclined Plane Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Benjamin Singerly, Charles H. Armstrong, Charles F. Schwartz, William Stevenson, Robert A. Schnabel, Andrew Patterson, Oscar F. Lamm, George W. Schluederberg and their associates, successors and assigns, are hereby created a body corporate, by the name, style and title of the Central Inclined Plane Company, and by that name shall have perpetual succession, and all the rights, powers and privileges incident to a corporation.

SECTION 2. The capital stock of said company shall consist of twenty thousand dollars, to be paid in in the manner provided for payment of the capital stock of the Monongahela Inclined Plane Company, in the act incorporating said Monongahela Inclined Plane Company, approved April the twelfth, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 3. The said Central Inclined Plane Company shall be organized in the manner, and under the conditions and restrictions provided for the organization of the said Monongahela Inclined Plane Company, in the aforesaid act, and shall have power to locate, construct and operate one or more inclined plane passenger railways, from any point or points on or near Cliff street, to any point or points on or near Liberty street, in the city of Pittsburg; and under the restrictions and limitations of the aforesaid act, shall have all the other powers and privileges therein conferred on the aforesaid Monongahela Inclined Plane Company, except only that its said incline plane railways shall be located as hereinbefore provided, and not otherwise.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 811.

An Act

Conferring additional powers on the Muncy borough school district,
in Lycoming county, in this state.

Preamble.

WHEREAS, At the last election of school directors in said district, the question was distinctly presented before the voters thereof of the continuance of the old plan of separate school buildings, or the erection of one large and convenient building for the accommodation of all the children of the district under the same roof, and the vote was decisive in favor of the latter; now to carry out the wishes of the majority in this behalf,

School directors
authorized to
borrow money
and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Muncy borough school district are hereby authorized to borrow any sum or sums of money, not exceeding in amount twenty thousand dollars, which may be needed for the payment of the cost of a suitable lot, and the erection thereon of a convenient building, sufficiently large to accommodate all the children of the district, and to execute and deliver therefor, from time to time, the bonds of said district, in sums of fifty, one hundred, and five hundred dollars, redeemable at the pleasure of the board, in five years, and payable whenever they become due, as stipulated, with interest at six per centum; interest payable semi-annually in currency.

Authorized to
sell real estate.

SECTION 2. That the said board of school directors of Muncy borough school district are hereby authorized and empowered to offer by public advertisement and sell, at either public or private sale, all the right, title and interest of the said school directors in and to the several lots and buildings thereon erected, which have been heretofore and are now used for school purposes, and make necessary deeds to the purchaser or purchasers, and take from him or them the requisite bonds and mortgages for the payment of the purchase money therefor, and apply the proceeds of sale to the new lot and the building thereon to be erected.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 812.

An Act

Relative to the creation of a police district in Robinson township,
county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter what is now known as the First election precinct in Robinson township, in the county of Allegheny, and the boundaries of the same, shall, for the purpose of maintaining law and good order within said district, be and the same is hereby created into a police district.

Police district
created.

SECTION 2. That within the ensuing year the auditors of said township are hereby authorized and required to erect a lock-up at or near the village of Jewettsburg, or West Mansfield, within said First precinct, and shall have power to appoint such a force of police officers as they may deem necessary for the preservation of law and good order within the limits of said police district; and said police officers shall have the same powers within the said district as are given to the police officers of the borough of Birmingham, in the county of Allegheny, and to fix a salary to be paid to said police officers, as hereinafter directed: *Provided*, That said salary shall not exceed two hundred and forty dollars per annum, in addition to the fees now allowed by law to the constables of Robinson township, in the county of Allegheny.

Auditors to
erect lock-up.

May appoint
police officers.

Powers of police
officers.

Salaries.

SECTION 3. That the school board of said township shall be required to pay, from any moneys collected under the provisions of this act, the necessary cost of erecting a lock-up, together with the cost of keeping the same in good repair; also the salary of any police officer appointed under the provisions of this act, said salary to be paid in monthly instalments: *Provided*, That no money shall be so paid out except upon a warrant drawn and duly certified by at least a majority of the said township auditors.

School board to
pay cost of erect-
ing lock-up, &c.

SECTION 4. That any justice of the peace, resident within said precinct, who being duly commissioned by the governor, shall have the power to hear and determine such cases of drunkenness and disorderly conduct as may be brought before him, and shall have power to impose fines, and in default of their payment shall have power to commit such person or persons, so fined, to the county jail or work-house, for a period of not less than twenty-four hours nor more than ten days, at the discretion of the justice so committing.

Powers of jus-
tices of the peace
resident within
district.

SECTION 5. It shall be the duty of the keeper of the jail or work-house aforesaid, upon the receipt of the body of any person convicted before any justice of the peace resident within the district aforesaid, together with the mittimus, signed by the said justice of the peace, setting forth the amount of the fine imposed and the length of the term of imprisonment,

Duty of keeper
of jail or work
house.

to receive the person so convicted, and him or her detain until the expiration of the term of imprisonment or until the fine so imposed shall have been paid.

Repeal.

SECTION 6. All acts or parts of acts inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 813.

An Act

Authorizing the appointment of commissioners to run and mark the boundary lines between the counties of Union, Centre, Mifflin and Snyder.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That R. F. Brown, of Union, Henry P. Treziulny, of Centre, John Swartzell, of Mifflin, and Aaron K. Gift, of Snyder county, be and they are hereby appointed commissioners,

Their duties. with full power and authority, and whose duty it shall be, or a majority of them, to run, establish and distinctly mark all those portions of the boundary lines between the counties of Union, Centre, Mifflin and Snyder counties, beginning at the north-east corner of Centre and Union counties, at or near the Tea spring; thence by a south-westerly course, by the present boundary between said counties, to where the same intersects the lines of Mifflin; thence in a southerly course along the boundary lines of Mifflin and Union, to where the same intersects the lines of Union and Snyder counties, upon Jack's mountain, and thence along the boundary lines of Union and Snyder to the West Branch of the Susquehanna river.

Further duties. SECTION 2. That it shall be the duty of said commissioners to mark, by stone monument, the crossing of each public road by said boundary and also at the intersections with the West Branch of the Susquehanna, and to note the several tracts of land, by warrantee names of present owners, intersected by said boundary lines, with the amount of acres so contained in each county, as near as possible; and the lines so run and

marked shall be the boundary lines between the said counties for all intents and purposes.

SECTION 3. That said commissioners shall receive, as a Compensation, for their services, the sum of five dollars per day and necessary expenses for and during the time they shall be actually engaged in the duties enjoined by this act; and shall have power and authority to employ two chain-carriers and one axe-man, and such other assistants as shall be necessary to carry out the intention of this act; and said chain-carriers, axe-men and other assistants shall receive for their services two dollars and fifty cents per day, and necessary expenses, while actually engaged by said commissioners in running and establishing said boundary lines; and one-sixth part of the expenses shall be paid by the commissioners of Mifflin county, by an order drawn by the commissioners herein named, on the county commissioners of said county, and one-third part of the balance of the expenses as aforesaid shall be paid by each of the counties of Centre, Snyder and Union, by order drawn by said commissioners, herein named, on the county commissioners of each of said counties, who shall draw their respective warrants upon their respective county treasurers for the payment of the same.

SECTION 4. That the said commissioners shall, after having taken and subscribed each an oath or affirmation before a justice of the peace in one of said counties, to perform the duties enjoined by this act with impartiality and fidelity, on or before the first day of December, one thousand eight hundred and seventy, go upon the ground, run and establish the boundary lines as contemplated by this act; and shall make out drafts, with courses and distances and corners plainly set forth, with warrantee or owners' names of tracts intersected, with the number of acres, as near as may be, of the intersected tracts falling within the respective counties, one of which said drafts shall be filed in the office of the clerk of quarter sessions of each of said counties, and properly framed and hung up in said offices for the information of assessors and others, and shall be duly recorded in the same manner as road reports are now recorded, and shall be considered as public record from the date of the depositing of said draft with the clerk of the court of quarter sessions aforesaid.

SECTION 5. That in case of the resignation or death of any of said commissioners, the court of quarter sessions of the county where said commissioner resided shall appoint a suitable person to fill any such vacancy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 814.

A Further Supplement

To an act incorporating the Bingham Mining and Lumbering Company.

Fifth section
of original act,
modified.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fifth section of the original act, approved April twentieth, one thousand eight hundred and fifty-three, is so modified as to read as follows:

SECTION 2. That the affairs of the company shall be managed by seven directors, to be chosen from the stockholders, one of whom shall be selected as president, and any five of them shall be a quorum to transact business; the directors and president shall be elected for one year and shall continue until their successors are legally chosen.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 815.

An Act

Supplementary to an act, entitled "An Act to incorporate the Good Intent Fire Company of Roxborough township, in the county of Philadelphia. and to provide for the same."

Preamble.

WHEREAS, By the fifth section of the act to which this is a supplement, it was provided that said corporation should not exist more than twenty years, which said period has already expired; therefore,

Charter extended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said act and the corporation thereby created, under the name of the Good Intent Fire Company of Roxborough, and all the privileges and immunities thereby granted to the

said corporation, be and they are hereby extended from and after the expiration of the said period of twenty years, until altered, repealed, annulled or revoked by the legislature.

SECTION 2. That all the privileges, franchises, rights, estates, property and powers granted by the said act to which this is a supplement, to the said corporation, be and they are hereby revived and renewed to the said corporation from and after the expiration of the said period of twenty years, until this act be repealed as aforesaid. Privileges, &c., renewed.

SECTION 3. That all deeds, assurances and conveyances of real estate, or any other property, made, executed or delivered to the said corporation since the expiration of the said period of twenty years, and all acts, doings, contracts and agreements made or done by the said the Good Intent Fire Company of Roxborough, after the said period of twenty years, be and the same are hereby validated and confirmed, and made as good and effectual at law or in equity as if the corporate powers and privileges of the said Good Intent Fire Company of Roxborough had been in full force and effect at the time thereof. Conveyances of property, contracts, &c., validated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 816.

A Supplement

To an act, entitled "An Act to incorporate the Honesdale Law and Library Association in Wayne county," approved the nineteenth day of February, in the year one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act to incorporate the Honesdale Law and Library Association in Wayne county," approved the nineteenth day of February, one thousand eight hundred and sixty-nine, to which this is a supplement, be and the same is hereby so modified as not to limit the association to the purchase of law books exclusively; and that hereafter all moneys of the association, to be expended for the library, shall be apportioned as follows: One-half part for the pur-

Former act modified.

How moneys to be expended.

chase of law books, and one-half part for the purchase of miscellaneous books.

Association
may provide
room for use of
library.

SECTION 2. The association, through its proper officers, shall be authorized to rent, purchase or build a suitable room or building for the use of the library, which shall be open and accessible to the public at all business hours of the day, under such rules and regulations as the association may adopt.

Judges of courts
to appoint offi-
cers, &c.

SECTION 3. The judges of the several courts of said county shall, at the first term after the passage of this supplement, and annually thereafter, appoint all the officers of the association, determine the necessity of any officer giving bonds, and approve the amount of the same and the sufficiency of the sureties named therein.

County not re-
quired to pay
fines before col-
lected.

When not liable
for payment of
fines.

SECTION 4. That this act, and the act to which it is a supplement, shall be so held and constituted as not to require the county to pay any fine or forfeiture before the same is collected; and in no case shall the county be made liable for the payment of fines imposed upon criminals who may be released from the county jail at the expiration of their respective sentences, by an order from the court or commissioners, when such prisoners have no visible means to pay costs or board bills.

Repeal.

SECTION 5. All laws inconsistent herewith, except so far as the same or any portion thereof may be necessary to carry out the provisions of this supplement, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 817.

A Supplement

To an act, entitled "An Act to incorporate the president, managers and company of the Richborough and Pineville Turnpike Road Company," approved the third day of March, one thousand eight hundred and forty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the president and managers of the Richborough and Pineville Turnpike Road Company shall have the privilege

of widening the said road whenever they may think proper, but not exceeding ten feet, by first compromising with the owners of the property where such alterations may be made, or if the parties cannot agree, by paying such damages as shall be awarded by a jury appointed by the proper court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 818.

An Act

To incorporate the Jordan Mutual Fire Insurance Company of the city of Allentown.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John L. Hoffman, Thomas Steckel, W. H. Good, Joseph F. Newhard, Peter Weikel, Edward Ruhe, David O. Taylor and Benjamin S. Jacoby, and such other persons as may be associated with them under the authority of this act, their successors or assigns, are hereby made a corporation, by the name of the Jordan Mutual Fire Insurance Company of the city of Allentown, Pennsylvania; and they and their successors are hereby made a body politic and corporate in law, with all the legal incidents of a corporation aggregate, to have and enjoy all the rights, powers and privileges, and be subject to all the limitations and restrictions provided and enacted by an act of assembly, passed the second day of April, one thousand eight hundred and fifty-six, entitled "An Act to provide for the incorporation of insurance companies," and shall be limited to the risks designated in the first class in the seventh section of said act; and shall transact its business on the mutual principle.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 819.

A Supplement

To an act to incorporate the Lebanon Valley College.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
That all moneys loaned for the use of the corporation shall be exempt from all taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 820.

An Act

To provide for the opening, grading and paving of Haverford avenue, in the Twenty-fourth ward of the city of Philadelphia, from Somerset street to Sixty-eighth street.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
That it shall be the duty of the chief commissioner of highways of the city of Philadelphia, immediately upon the passage of this act, to proceed by giving due notice to property owners along the line of Haverford avenue, from Somerset street to Sixty-eighth street, in the Twenty-fourth ward of said city, and by giving three months' notice to any passenger railway company having tracks laid upon the same, and by all other proper and requisite proceedings and measures to open the part of said Haverford avenue between the streets as above, to its full width, as laid down upon the plans of said city, and to grade, curb and pave the same; and the cost of said curbing and paving shall be paid by the property owners according to their respective fronts on said Haverford avenue; and the said city shall pay for the intersections for the grading, and for the damages for said opening; and the contractors

for said curbing and paving shall have the right to file liens in the name of the city, and to proceed to collect the same in the manner now provided by law for curbing and paving in said city; and all acts or parts of acts inconsistent with this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 821.

An Act

Granting authority to the common council of the city of Titusville to make regulations concerning the erection of wooden buildings in business portions of said city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the common council of the city of Titusville, in the county of Crawford, be and they are hereby empowered and authorized to pass such ordinance or ordinances as they may deem necessary and proper, prohibiting the further erection of frame tenements, stores, warehouses or other structures within the limits of said city.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 822.

An Act

Relative to the collection of taxes in the township of Penn, in the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the collection of state and county taxes in the township of Penn, in the county of Berks, shall be given and collected by the assessor of said township, who shall receive a compensation of two and one-half per centum for each and every dollar so collected, and the difference between the commissions now allowed by law for the collection of such taxes, and the *pro rata* hereinbefore provided for the collection of such taxes, be paid into the common school fund for the purposes of education in said township; and all acts inconsistent herewith, as far as relates to the collection of said taxes by the lowest bidder, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 823.

An Act

To open, pave and grade Market street, between Forty-third and Sixty-third streets, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That immediately after the West Chester Plank Road and Turnpike Company shall have given up and released, free of cost or charge to the city of Philadelphia, all the interest of said company in that portion of their road occupying the bed of Market street, within the limits of said city, it shall be the duty of the chief commissioner of highways to proceed, by

giving due notice to property owners along the line of said Market street, from Forty-third street to the eastern end of the bridge over Cobb's creek, at Sixty-third street, and by all other requisite proceedings, to open said street between the points named to the full width as laid down on the plan of the city, and to grade said street, and to enter into a contract with a competent paver to curb and pave the same; said contractor to collect the costs thereof, except the paving of intersections, from the property owners, as is now by law and ordinance provided: *Provided*, That in the opening of said street to its full width, buildings and stone walls which do not encroach more than ten feet upon it may remain until the wants of the public may require, and a future jury shall determine their removal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 824.

A Supplement

To an act authorizing the burgess and town council of the borough of Wilkesbarre to borrow money to purchase a public cemetery, approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

WHEREAS, The burgess and town council of the borough of Wilkesbarre have purchased a lot of ground outside the limits of said borough for a public cemetery, and propose to prohibit further burials in the old grave-yard within said borough: Preamble.

And whereas, The said burgess and town council have executed a contract with the trustees of the proprietors of the borough and township of Wilkesbarre, to convey to said trustees four acres of said new cemetery lot, in consideration of the release and conveyance to said burgess and town council of all the public lots of certified Wilkesbarre township, lying within the corporate limits of said borough:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said contract between the burgess and town council of the borough of Wilkesbarre and the trustees of the proprietors of the borough and township of Wilkesbarre is here-

Contract ratified

by ratified and confirmed, and both said parties are respectively empowered to execute and deliver deed or deeds, in pursuance of said contract; which deed or deeds shall vest in the respective grantees perfect fee simple titles to the lands and public lots in their respective deeds mentioned and described.

Burgess and council to remove bodies from old grave-yard.

To publish notice.

Election to determine whether ground be kept for park or sold, to be held.

If majority of votes be for park, then ground to be kept for that purpose.

If majority be for sale, then ground to be divided into lots and sold.

Proviso.

SECTION 2. That the said burgess and town council are hereby required, within two years from the passage of this act, to remove from the old grave-yard to the new public cemetery aforesaid, all the remaining bodies in said old grave-yard and have them decently interred; and they shall also remove and set up over the new graves the monuments and grave-stones then standing in said old grave-yard over the graves: *Provided*, Before removing any of said bodies, or tomb-stones and monuments, they shall publish, for four consecutive weeks, in two weekly newspapers of said borough, a notice declaring their intention to remove said bodies, and monuments and grave-stones, in pursuance of this act.

SECTION 3. That for the purpose of enabling the qualified voters of the borough of Wilkesbarre to decide and determine for themselves whether the ground of the old grave-yard, after the bodies are removed therefrom, shall be made and kept a public park, or shall be sold, under the provisions of this act, an election shall be held by the proper election officers of the respective wards of said borough, under and in conformity with the laws of this commonwealth, on the twenty-eighth day of May, Anno Domini one thousand eight hundred and seventy, between the hours of six o'clock A. M., and seven o'clock P. M., of which election notice shall be given in two papers published in said borough, for four consecutive weeks, and also by handbills posted in each of said wards; at which election the voters aforesaid shall each vote one ticket, which shall be written or printed, and headed outside, "grave-yard ground," and inside of which shall be written or printed, "public park," or "to be sold;" and if there be a majority of voters for "public park," then the said ground shall be laid out by the burgess and town council, and improved for and kept a public park; but if there are a majority of the votes for the land "to be sold," that then, after the removal of the bodies therein, as provided for in this act, the said burgess and town council are hereby authorized to lay out streets and alleys across and through the same, and to plot the same in lots of suitable size, so as to command the largest price per foot, and to sell said old grave-yard lots at public sale, which sale shall be advertised in two papers one month previously, upon such terms and times of payment as may to them seem most advisable and likely to realize the most money, and to make, execute and deliver to the purchaser or purchasers deed or deeds therefor; which deed or deeds shall vest in the said purchaser or purchasers a perfect and indefeasible fee simple title, free and clear from any claims or interest of the said proprietors of the borough and township of Wilkesbarre, and of all lot occupiers in said old grave-yard: *Provided*, That said burgess and town council are hereby authorized, whenever any portions of said grave-yard lot, not less than two hundred feet square have been cleared by the re-

removal of bodies, monuments and grave-stones, to divide said portions into lots, and if it is decided, as hereinbefore provided for by vote, to sell the same, to sell and convey as is hereinbefore provided: *Provided*, That so much of the said lot as may be necessary for the purpose of a town hall, a lock-up, two engine houses and other necessary buildings for the use of the borough of Wilkesbarre, shall be retained by the town council, and the title thereof be vested in the said borough; and before proceeding to make sale of the balance of said ground, lots of sufficient size for the purposes named, shall be set off by the town council, and be held by the said borough for that purpose forever.

Portion of lot to be retained by council for purpose of town hall, &c.

SECTION 4. The proceeds of such sale or sales shall be applied, first to the payment of the expenses of the removal of said bodies, monuments and grave-stones, and secondly to the payment of the purchase money and improvements of the new public cemetery of said borough, and the balance shall be invested under the direction of the judges of the court of common pleas, and the interest thereon applied to the care and preservation of the said new public cemetery and its improvements.

How proceeds of sales to be applied.

SECTION 5. That before any sale of the lots provided for by this act shall be made, a lot not less than thirty feet in front on Washington street, and one hundred feet deep from said street, shall be set off and conveyed by the said burgess and town council of the borough of Wilkesbarre to the Wyoming Historical and Geological Society of Wilkesbarre, for the erection of a hall for the use of said Wyoming Historical and Geological Society.

Before sale is made, a lot to be conveyed to Wyoming historical and geological society.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 825.

An Act

To protect fish in Northampton county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, it shall not be lawful for any person or persons to take, catch or kill trout

Catching trout in Bushkill creek, during certain season, prohibited.

in the Bushkill creek, in said county, between the first days of July and the first days of May in each and every year.

Fishing with nets in Lehigh river, between certain limits, prohibited.

SECTION 2. That from and after the passage of this act it shall not be lawful for any person or persons to fish in the river Lehigh, between the borough of Freemansburg and the junction of the said river Lehigh with the Delaware river, at the borough of Easton, in said county, with seines, gill-nets or nets of any description, except set-nets, dip-nets and nets for the catching of small fish, known as bait-nets.

Throwing poisonous substances into streams, prohibited.

SECTION 3. That from and after the passage of this act it shall not be lawful for any person or persons to sicken, crazy or kill any fish in any creeks, rivers, ponds or other bodies of waters in said county, by throwing lime, drugs or poisons into said creeks, rivers, ponds or other bodies of water, for the purpose of sickening, crazing or killing fish.

Penalty for violating act.

SECTION 4. That any person or persons violating any of the provisions of this act shall forfeit and pay the sum of twenty dollars for each and every offence, to be recovered before a justice of the peace, by an action of debt, in the name of the commonwealth, as debts are now by law recoverable, one-half for the use of the informer, and one-half to the school directors of the township wherein the offence is committed; and in case of default of payment of said fine and costs, such offender shall be committed to the county jail of said county for a period not exceeding fifteen days.

Appropriation of penalty.

Repeal.

SECTION 5. That all laws, so far as the same are inconsistent herewith, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 826.

An Act

Authorizing the burgess and town council of the borough of Sharon, in the county of Mercer, to appoint special police officers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Sharon, in the county of Mercer, be and they are hereby authorized and empowered to appoint, at such compensation as they may

Authorized to appoint special police officers.

fix, special police or detective officers, not to exceed five in number, who shall each have the full power of any constable or policeman.

SECTION 2. That whenever any such special policeman or detective officer performs the duties of a constable, in making arrests, serving process, making commitments, or otherwise, he shall be allowed, entitled to and recover the same fees and costs as constables are now entitled to by law; and that his jurisdiction shall extend to, and be recognized in any county within this commonwealth, as fully as if he were an elected constable.

SECTION 3. That the special police or detective officers appointed under this act, may be removed at the pleasure of the burgess and town council of borough of Sharon aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 827.

An Act

Extending to Venango county the provisions of an act, entitled "An Act requiring the commissioners of Lancaster county to give bond, with sureties, for the faithful performance of their duties," approved the twenty-sixth day of February, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act requiring the commissioners of Lancaster county to give bond, with sureties, for the faithful performance of their duties," approved the twenty-sixth day of February, one thousand eight hundred and seventy, are hereby extended to the county of Venango.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 828.

A Supplement

To an act, entitled "An Act to incorporate the Scrubgrass and Mechanicsville Turnpike Company."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the fourth section of the act to which this is a supplement, as requires that five miles of said turnpike be completed before toll-gates shall be erected, be so amended as to require but two and one-half miles to be completed before said toll-gates are erected.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 829.

An Act

Extending the provisions of an act approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to prevent cattle, horses, sheep or hogs from running at large in Bethlehem township, Northampton county," to Upper Saucon township, in the county of Lehigh.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved the seventh day of May, Anno Domini one thousand eight hundred and sixty-four, entitled "An Act to prevent cattle, sheep or hogs from running at large in Bethlehem township, Northampton county," be and the same are hereby extended to the township of Upper Saucon, in the county of Lehigh.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 830.

An Act

To provide for the assessment of road tax in Darby township, Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the supervisors of Darby township, in the county of Delaware, shall not levy a tax for road purposes in any one year exceeding the county tax for the same period.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 831.

A Supplement

To the charter of the borough of Lewisburg, passed the twenty-first day of March, Anno Domini one thousand eight hundred and twenty-two, authorizing the burgess and town council of the borough of Lewisburg, in the county of Union, to increase their borough taxes, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Lewisburg, in the county of Union, be and are hereby authorized to assess, levy, collect and expend any amount of taxes they may deem necessary for the benefit, welfare and improvement of said borough, to an amount not exceeding in any one year ten mills on the dollar of the adjusted valuation of the taxable property of said borough.

Burgess and council authorized to increase borough tax.

SECTION 2. That the town council of said borough shall have power to fill all vacancies, occasioned by death or otherwise, in their own body; also to appoint one of their own

Council may fill vacancies, &c.

number, in case of absence of the burgess, to preside over their meetings.

Burgess may
appoint special
policemen.

Powers of
policemen.

SECTION 3. The chief burgess of said borough shall have power, when by him deemed necessary, to appoint special policemen, subject to the approval of the council, who shall have power to arrest and commit unruly and disorderly persons within said borough to the lock-up or county prison; and the sheriff of said county is hereby authorized and required to receive said persons without a commitment, to await a hearing before the chief burgess or a justice of the peace; with power to either of said officers to pass sentence and commit, if deemed necessary, in all cases of conviction, to the county prison as aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 832.

A Supplement

To an act, entitled "An Act to authorize railroad companies to lease or become lessees, and to make contracts with other railroad corporations and parties."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of assembly, entitled "An Act to authorize railroad companies to lease or become lessees, and to make contracts with other railroad corporations and parties," approved the seventeenth day of February, Anno Domini one thousand eight hundred and seventy, be and the same are hereby extended to the Pittsburg and Connellsville Railroad Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 833.

An Act

To incorporate the Pittsburgh Opera House Company of Pittsburgh.

WHEREAS, William Coleman, Thomas M. Carnagie, R. H. Hartley, Thomas B. Hamilton, William H. Smith, and other citizens of Pittsburgh, in the county of Allegheny, have subscribed to the capital stock of the Pittsburgh Opera House Company, which association has for its object the purchase of ground in the city of Pittsburgh, and the erection of a building thereon, to be used as an opera house and other purposes ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Coleman, Thomas M. Carnagie, R. H. Hartley, Thomas B. Hamilton and William H. Smith, and their associates, or any three of them, and their successors, to be chosen as hereinafter provided, be and they are hereby created a body politic in law, under the name and title of the Pittsburgh Opera House Company, and by that name and style shall have perpetual succession, and may sue and be sued, implead and be impleaded, and shall have power to purchase and hold any real estate in the city of Pittsburgh, and to erect thereon any building or buildings, and may make such improvements to and upon the same as said corporation may deem expedient and proper.

SECTION 2. That the capital stock of said corporation shall be one hundred and fifty thousand dollars, in shares of one hundred dollars each, with power to increase said capital stock to two hundred thousand dollars ; certificates of the same shall be issued to the subscribers, signed by the president and treasurer, which certificates shall be personal property, transferable in person or by attorney, executors, administrators, guardians or trustees, under such regulations and conditions as may be provided in the by-laws of said corporation.

SECTION 3. The number of directors of said corporation shall not be less than three nor more than seven ; the corporators herein named shall be directors of said corporation until others are chosen, at an annual election by the stockholders ; and all their acts and doings prior to the adoption of this charter, are hereby declared valid.

SECTION 4. That the directors of said corporation are hereby authorized and empowered to exercise all the powers granted to said corporation, and may appoint and employ all such agents, superintendents and architects, workmen and other persons, as in their opinion may be necessary and proper for the erection of a building or buildings, and in the management and affairs and business of said corporation, and may

Company to
have privileges
granted to
Union Hall
Association of
Pottsville.

require bonds of such officers and persons as may be employed by them, for the faithful performance of any contract or agreement, and generally may exercise all the powers and privileges herein granted; and in addition, the said Pittsburgh Opera House Company, and its lessees, shall have all the privileges, rights and powers granted to the Union Hall Association of Pottsville, and its lessees, by the act, entitled "An Act to incorporate the Union Hall Association of Pottsville," approved the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four, as recited in pamphlet laws of this commonwealth for Anno Domini one thousand eight hundred and sixty-four, page ninety-eight.

Dividends.

SECTION 5. That dividends of so much of the profits of the corporation as shall appear advisable to the directors shall be declared and paid to the stockholders, or their representatives, at such time and place as may be provided by the by-laws of the said corporation.

How elections
to be conducted.

SECTION 6. That the election for directors and officers shall be conducted as provided for in the by-laws of the corporation; and if at any time it shall happen that an election of directors shall not be held at the time thereon named, the corporation shall not for that reason be dissolved, but it shall be lawful to hold such election at any time thereafter, by giving not less than thirty days' notice, either by personal service on the stockholders, or by advertisement in one of the daily newspapers of Pittsburgh, for the space of thirty days previous to said election.

Failure to hold
election at time
appointed.

Office.

Annual election

SECTION 7. That the office of the said corporation shall be in the city of Pittsburgh, and the annual election of directors shall be held on the first Monday of May of each year.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 834.

An Act

Granting permission to Robert P. Bender to lay a single railroad track across Callowhill street, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That permission and authority is hereby given to Robert P. Bender to lay a single railroad track across Callowhill street, from the north to the south side thereof, at a point on said Callowhill street, between two hundred and ten feet and three hundred and forty-three feet eastward from the east side of Fifteenth street, in the city of Philadelphia, and running parallel with said Fifteenth street.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 835.

An Act

Authorizing the levying and collection of a tax in the township of Jackson, Monroe county, for re-payment of money advanced to pay the commutation of persons drafted into the military service of the United States.

WHEREAS, In the summer of one thousand eight hundred and sixty-four, in accordance with authority given by public meetings of the citizens of Jackson township, Monroe county, and on the faith of a subscription list and agreement of said citizens of Jackson township aforesaid, Andrew J. Detrick, David Reinhart, Reuben Kresage, William Butz, Joseph P. Smith, Joseph A. Singler, Peter Felker, Jacob C. Miller, John Rinker, Philip M'Cluskey and Samuel A. Singler, on the nineteenth day of July, Anno Domini one thousand eight hundred and sixty four, made their note of hand, payable at the Stroudsburg Bank, for the sum of two thousand and fifty dollars, for the purpose of raising money to pay the commutation of citizens of said township, drafted into the military service of the United States; which note being discounted, the proceeds thereof were applied to the purposes aforesaid, by a committee of the citizens of said township appointed for that purpose: Preamble.

And whereas, Suit was brought by said bank against the makers of said note, and judgment obtained against them, on the twenty-ninth day of September, Anno Domini one thousand eight hundred and sixty-nine, for the sum of one thousand eight hundred and twenty-nine thirty-three one hundredth dollars, (\$1,829 33,) the balance then unpaid:

And whereas, Many who subscribed as aforesaid have refused to pay their subscriptions, suits having been brought

therefor and considerable expense incurred thereon, and a large amount so subscribed cannot be collected to re-imburse the makers of said note, by reason of the subscribers being unable to pay their subscriptions, and by reason of which suits and the inability of the subscribers aforesaid to pay their subscriptions, the amount of said judgment has never been paid to the makers of said note by the subscribers aforesaid, nor by the tax-payers of said township; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

School directors to levy and collect sum sufficient to pay amount of judgment, &c.

That the present school directors of said township of Jackson be and they are hereby authorized and required, without delay, to assess, levy and proceed to have collected, in said township, in the same manner as state and county taxes are now by law assessed and collected, giving the collection thereof to the lowest responsible bidder, after ten days' public notice, a sum sufficient to re-imburse said Andrew J. Detrick, David Reinhart, Reuben Kresage, William Butz, Joseph P. Smith, Joseph A. Singler, Peter Felker, Jacob C. Miller, John Rinker, Philip M'Cluskey and Samuel A. Singler the amount of the judgment obtained against them aforesaid, in full, or so much thereof as is uncollectible on the subscription list aforesaid, with legal interest thereon, together with the costs of assessing and collecting said tax, and the publication, in at least one newspaper, of a statement of the account of said supervisors.

Accounts of supervisors to be audited.

SECTION 2. The accounts of said supervisors shall, before publication, be first audited by the auditors of said township, who shall have power to correct all errors, ascertain, so far as in their power, which subscribers, as aforesaid, are able to pay their subscriptions, and commence proceedings against such as are in arrears.

Disposition of surplus funds.

SECTION 3. Any surplus remaining in the hands of said supervisors, after the payment of said judgment, shall be paid to the treasurer of said township school district, for the use and benefit of the common schools of said district.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 836.

A Further Supplement

To an act to incorporate the city of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, the mayor's court of the city of Scranton shall have and exercise the same powers, authorities and jurisdiction in the townships of Covington, Jefferson, Madison and Spring Brook, and the borough of Dunmore, in the county of Luzerne, as fully, absolutely and completely, in all respects, as it now has in the territory of the city of Scranton; and the lien of all judgments entered in the said mayor's court shall thereafter extend to the real estate of the defendants situate in either of the said townships and borough, in the same manner and as fully as if the said real estate were situate within the limits of said city.

Jurisdiction of mayor's court extended to certain townships and borough.

Lien of judgments entered in court to extend to real estate in said districts.

SECTION 2. That the lien of all writs of execution issued by said mayor's court shall extend to the property situate or being within said townships and borough, or any of them, as fully and effectually as the same now applies to property within the limits of said city; and the marshal of the said city of Scranton shall have the same power and authority to levy upon all property, real, personal and mixed, in any of the said townships and boroughs, sell the same, give possession thereof, and where necessary, make deed therefor, as if the said property were situate within the said city.

Lien of executions issued by court to extend to property in said districts.

Marshal may levy upon and sell property situate in districts.

SECTION 3. That in lieu of the aldermen now constituting a part of said mayor's court, there shall be two assistant recorders, who shall bear the same relation to the said mayor's court; they shall exercise the same powers and duties, be subject to the same liabilities as associate judges of the court of common pleas of this commonwealth, and they shall be commissioned by the governor and hold their offices by the same tenure, and they shall receive for their services the same pay and in the same manner as said aldermen now do.

Two assistant recorders to take place of aldermen now constituting part of mayor's court. Their powers, duties, &c.

SECTION 4. That the governor shall appoint suitable persons to serve as assistant recorders of said mayor's court, to act until an election be held and the said officers be elected and commissioned as aforesaid: *Provided*, The same shall be invested with all the powers, authorities and jurisdiction, be subject to the same liabilities, receive the same salaries and in the same manner as provided in this act.

Governor to appoint assistant recorders to act until election.

SECTION 5. That whenever and as often as any election shall be held in pursuance of the act and its supplements, to which this is a further supplement, for district attorney, clerk and marshal of said court, or either of them, it shall be the duty of the qualified electors of the said townships and borough aforesaid to vote for said officers in the same manner as the

Electors of aforesaid districts to vote for attorney, clerk of court and marshal.

Returns of elections. qualified electors of the city of Scranton; and the returns of said elections, together with those concerning the elections of all officers for said court, shall be made in the same manner and filed at the same time and place as if provided by law for the returns of elections in the said city of Scranton.

Election of jury commissioners. SECTION 6. That the qualified electors of said city, townships and borough shall, at the next election, elect two jury commissioners in manner and form as provided in the act of April tenth, one thousand eight hundred sixty-seven, entitled "An Act for the better and more impartial selection of persons to serve as jurors in each of the counties of this commonwealth," which said act is hereby made applicable hereto, except that the recorder shall act in the place of the president judge, and the marshal in the place of the sheriff, as therein provided: *Provided*, That until an election be held the recorder shall appoint: *And provided further*, That said jury commissioners shall forthwith proceed to select and draw jurors for the said mayor's court for the current year, as directed by said act; and the names of the persons now in the jury wheel in the city of Scranton be withdrawn, and others substituted as aforesaid directed.

Certain act made applicable hereto.

Proviso.

Proviso.

County commissioners to pay city treasurer portion of county taxes levied in aforesaid districts. SECTION 7. That for the purpose of meeting and properly distributing the expenses of said courts, the commissioners of the county of Luzerne shall annually pay, or cause to be paid, to the treasurer of the city of Scranton, one-fourth of the amount of county taxes levied in said townships and boroughs aforesaid.

Jurisdiction of mayor's court in cases of quo warranto, actions founded on penalties, &c. SECTION 8. That the said mayor's court shall have the same jurisdiction as is conferred by law upon any of the courts of this commonwealth in all cases of *quo warranto* and *mandamus*; in all actions upon recognizance for keeping the peace and good behavior, and for appearance in any criminal court; in all actions founded on penalties; in all cases arising under the insolvent laws of this commonwealth, under any commitment or process issuing out of said mayor's court, or before the recorder thereof, within the said city, townships and borough; also in all cases arising under the poor laws; in all cases under the act of one thousand eight hundred and forty-two, entitled "An Act to abolish imprisonment for debt, and punish fraudulent debtors;" in all cases under any of the acts of assembly with regard to voluntary arbitrators; in all cases of inquisitions and commissions; also in regard to the granting of charters of incorporation, either public or private; also with regard to the formation of new election districts, changing the boundaries of townships, boroughs or wards; and also in the cases of the ascertainment of damages, or otherwise, by virtue of any act of assembly incorporating any canal, railroad, turnpike, plank road or manufacturing company, and in the cases of lateral canals, lateral railroads, or canal or railroad landing, in any case in which damages are directed to be ascertained; and this jurisdiction of said mayor's court shall extend to all acts of assembly relating to said subjects that have been or may hereafter be passed.

SECTION 9. That the recorder of the said court shall have power, and it shall be his duty, to issue writs of *habeas cor-*

-pus either in term time or in vacation, and give relief thereupon in the same manner and as fully as the president of any court of common pleas in this commonwealth may or can do.

Recorder to issue and grant relief upon writs of habeas corpus.

SECTION 10. That the regular terms of said mayor's court shall be for two weeks instead of one, subject to such rules and regulations as shall be prescribed by the recorder and his assistants.

Terms of mayor's court.

SECTION 11. That in case of a vacancy in the office of recorder of said mayor's court, by death, resignation or otherwise, the governor shall appoint a person learned in the law to fill such vacancy until the next general election, at which time the qualified electors of said city, borough and townships shall elect said recorder in manner and form as is provided by law.

Vacancy in office of recorder.

SECTION 12. That all acts or parts of acts inconsistent herewith are hereby repealed.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 837.

An Act

Repealing all acts of assembly preventing cows, horses, cattle, sheep and swine from running at large, so far as the same relates to certain boroughs and townships in Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all laws and parts of laws preventing cows, horses, cattle, sheep and swine from running at large, be and the same are hereby repealed so far as the same relates to the borough of Saegerstown and the townships of Troy, Bloomfield and Oil Creek, in the county of Crawford.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 838.

An Act

To incorporate the Easton Driving Park Association of Easton, Northampton county.

Corporators.

Title.

Powers and privileges.

Object.

Right of admission to exhibitions.

Capital stock.

Dividends.

Votes.

Officers.

Election.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Leitz, William L. Davis, T. R. Sitgreaves, Geo. M. Reeder, Charles Leitz, W. H. Kunsman, Frank Reeder, H. G. Tombler, H. A. Sage, H. J. Reeder, Henry Odenwelder, Charles Roseberry, Peter Reith, their associates and successors, be and they are hereby created a body politic and corporate in law, by the name, style and title of the Easton Driving Park Association, and by that name shall sue and be sued, and shall generally possess the powers and privileges of a corporation, with power to purchase, hold, sell, transfer or lease real or personal property, and to borrow money in their corporate capacity.

SECTION 2. That the object of said association shall be to hold exhibitions, in the manner heretofore exercised by the state and county agricultural societies, for the improvement of the breed of horses, cattle and live stock generally, under such arrangements as may be prescribed by the board of directors, and to offer and pay such premiums for stock so exhibited, and their performances, as they may deem necessary to promote the object of such exhibitions: *Provided*, That the right of admission to such exhibitions shall be limited and governed by such regulations as may be prescribed by the directors of said association.

SECTION 3. That the capital stock of said association shall be five hundred dollars, with the privilege of increasing the same to any amount not exceeding twenty thousand dollars: *Provided*, That a majority of the stockholders consent to the same.

SECTION 4. That so much of the profits of said association as shall be deemed expedient by the directors, shall from time to time be divided among the stockholders.

SECTION 5. That all meetings or elections held by said association the scale of voting shall be as follows: Each share, from one to four, shall entitle a member to one vote per share, and each additional four shares shall entitle him to one vote.

SECTION 6. That the officers of the association shall consist of a president, a vice president, a secretary, a treasurer and nine directors; the president, vice president, secretary and treasurer being ex-officio members of the said board of directors exclusive, who shall be elected by ballot at such time and place, and in such manner as shall be prescribed by the corporators or by-laws.

SECTION 7. That the board of directors of said association

shall have the power to assess upon each share of stock a loan of forty dollars, the said assessment of the said loan to be made not oftener than twice a year, and only for the purpose of making premiums to be offered and paid by the said association at their exhibitions; the said loan of forty dollars for each share not to be held by the said association for a greater length of time than ninety days, and to be repaid to each of the said stockholders out of the first moneys in the hands of the said association after the payment of their other indebtedness; and if the said loan shall not be paid to the said association at such time as the board of directors may direct, the share of stock upon which such assessment remains due and unpaid, may be forfeited by the board of directors and sold for the benefit of the association: *Provided*, That at least thirty days' notice shall be given of the assessment of such loan, and fifteen days' notice of forfeiture before any such sale can be made.

Assessment
upon shares of
stock.

SECTION 8. That the members of said association shall have the right, at the first or any subsequent meeting, to establish and enforce such by-laws for the government of the association as they may deem expedient, which by-laws shall not be inconsistent with the constitution of the United States, the constitution of this state or the provisions of this act.

By-laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 839.

An Act

Relating to the election of officers for the borough of Huntingdon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act further supplemental to the act relative to the elections of this commonwealth," approved the seventeenth day of April, one thousand eight hundred and sixty-nine, so far as the same relates to or changed the time and manner of holding elections of borough officers in the borough of Huntingdon, be and the same is hereby repealed; and that all laws regulating said elections, in force at the date

Repeal of act of
17th April, 1869.

of the approval of the above mentioned act, be and the same are hereby re-enacted.

When next election to be held.

SECTION 2. That the borough officers chosen in pursuance of the above-mentioned act shall serve for the full term for which they were elected; and no election for said officers, except to fill vacancies, shall be held under the provisions of this act, until the first Monday in April, in the year one thousand eight hundred and seventy-one (1871.)

Place of holding elections.

SECTION 3. That all elections for borough officers chosen by the people shall be held in the council house, situated on the southern side of Washington street, in said borough, and be opened between the hours of one and two o'clock and kept open until seven o'clock P. M., when the polls shall be closed, and shall be conducted in conformity with the provisions of the second section of the act of the twenty-ninth day of March, one thousand seven hundred and ninety-six, incorporating said borough.

When polls to be opened and closed.

How elections to be conducted.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 840.

An Act

To incorporate the Newtown Fire Insurance Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Alfred Blaker, Benjamin Smith, Silas Carey, Eugene Smith, Lewis Buckman, George A. Jenks, James R. Vanhorn, James Anderson, Owen W. Worstall, John Stackhouse, Samuel L. Ettenger, Cyrus Hillborn, Josiah B. Smith, E. F. Church, J. Pemberton Hutchinson, George T. Heston and Barclay J. Smith, are hereby appointed commissioners, who, or a majority of whom, are authorized and empowered, from and after the passage of this act, to organize and establish a company by the name, style and title of the Newtown Fire Insurance Company, to be located in Newtown borough, Bucks county, Pennsylvania, with a capital stock of thirty thousand dollars, divided into shares of fifty dollars each, with the right to increase the same to three hundred thousand dollars, to be organized and managed according to the

Title.

Capital stock.

provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, one thousand eight hundred and fifty-six, and the supplements thereto, except so far as the same is altered, changed or provided for by this act, and shall be limited to risks designated in the first class of the seventh section of the said act, and transact the fire insurance business on the mutual principle in connection with the joint stock capital as aforesaid.

How to be organized and managed.

Risks.

Transaction of business.

SECTION 2. That the directors of said company shall consist of not less than seven nor more than twelve stockholders, who shall be elected annually, on the second Monday of January, between the hours of twelve o'clock M. and three o'clock in the afternoon, at the office of the company; and at all elections the votes of the stockholders shall be by ballot; every stockholder shall be entitled to one vote for every share of stock standing in his or her name, in person or by proxy; and every person in whose name stock is held, as trustee or otherwise, shall be entitled to one vote for every share of stock standing in his or her name as trustee or otherwise; but no stockholder or trustee shall vote unless the whole sum and payable on the share or shares by him or her held at the time of such election shall have been fully paid and discharged.

Directors, number and election of.

SECTION 3. The directors may declare semi-annual dividends of so much of the net profits of the company as to them shall seem advisable; said dividend not to exceed ten per centum per annum on the value of the capital stock aforesaid; and the dividend so declared shall be paid to the stockholders or their legal representatives, according to such rules and regulations as the directors shall make for that purpose: *Provided*, That no dividend shall be declared when the capital stock is reduced by loss or expense.

Dividends.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 841.

A Further Supplement

To an act, entitled "A supplement to an act for the protection of sheep in certain counties, extending the same to Tuscarora township, in Bradford county." approved April seventeenth, one thousand eight hundred and sixty-nine, changing certain duties from county to township officers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the duties required to be performed by the county commissioners and treasurer, in the act to which this is a further supplement, shall be performed by the road commissioners and treasurer of the said township of Tuscarora, Bradford county; and the county commissioners and treasurer are hereby exempted from such duty as by the act approved April seventeenth, one thousand eight hundred and sixty-nine, they were required to perform.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 842.

A Supplement

To an act, entitled "An Act prohibiting the licensing of any person to sell vinous, spirituous, malt or brewed liquors, or any of them, or any admixture thereof, in the counties of Westmoreland, Blair and Indiana, except to the keepers of hotels, inns or taverns, and regulating the granting of licenses to the keepers of such, in the said counties." approved twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-six, as relates to wholesale dealers who buy and sell liquors in original packages.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That nothing contained in said act to which this is a supple-

ment shall be construed to prohibit the granting of licenses to wholesale dealers in liquors, in the county of Westmoreland, who buy and sell such liquors in original packages.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 843.

An Act

To authorize the school directors of the First independent school district of Nicholson township, in the county of Wyoming, to levy an additional tax, and to borrow money for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors, and their successors, of the First independent school district of Nicholson township, Wyoming county, in order to build a suitable school house for said district, are hereby authorized to levy any amount of tax not exceeding three per cent. on the valuation, in any one year, annually, until the expense of building said school house shall be paid; and the said school directors are hereby authorized to borrow any amount of money not exceeding three thousand dollars, for building purposes, and issue therefor their bond, bearing interest not exceeding seven per cent. per annum: *Provided,* That no bond shall be issued by said directors for the payment of sums of a less denomination than one hundred dollars, and that the same shall be exempt from taxation except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 844.

An Act

To incorporate the Lehigh Grain, Coal and Lumber Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John R. Schall, W. B. Fogel, John H. Fogel, J. B. Manser, J. H. Straub, James D. Schall, Willoughby Fogel, their associates and successors, be and they are hereby created a body politic and corporate, by the name, style and title of the Lehigh Grain, Coal and Lumber Company, by which name said corporators and their successors, shall have perpetual succession and enjoy all the privileges and franchises incident to a corporation.

Corporators.

Title.

Capital stock.

SECTION 2. That the capital stock of said company shall be three hundred thousand dollars, divided into shares of one hundred dollars each, with the privilege of increasing the same to five hundred thousand dollars from time to time, as may be to the benefit of said corporation; and all transfers of stock to be made at such times and in such manner as the by-laws of said company may prescribe.

How subscriptions to stock may be paid.

May issue and sell bonds.

SECTION 3. That subscriptions to the capital stock of said company may be paid in real or personal estate, appropriate to the business contemplated by this act, at a valuation to be agreed upon by the majority in interest of the stockholders; and the said corporation may issue bonds, secured by mortgage of the company's franchises and property, or otherwise, and sell at their market value, notwithstanding it may be less than par; but no bond shall be issued for a less amount than one hundred dollars: *Provided*, That the amount of said bonds shall not exceed one hundred thousand dollars.

Powers and privileges.

SECTION 4. That said corporation shall be able and capable in law to take, receive and hold in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, in the state of Pennsylvania, not exceeding, in the whole, ten thousand acres at any one time, with power to mortgage, sell, or otherwise dispose of the same, or any part thereof, and to execute all necessary conveyances; and the said company shall have the right to manufacture and prepare for market grain, coal, slate and lumber, and articles produced therefrom, and to prove and open mines, to mine and prepare for market coal, iron ore, limestone, fire-clay and other minerals, or to use and consume the same, and to manufacture iron and fire-brick, and to transport all said articles, or any of them, to market and dispose of the same, and to do all such other acts and things as may be necessary in the prosecution of said business, and also to make all such improvements and erections as a successful prosecution of said business may require.

SECTION 5. That the affairs of said company shall be managed and conducted by a board of not less than five directors, one of whom shall be president; they shall be elected by ballot, within one year from the passage of this act, and annually thereafter at such times and places as the by-laws may prescribe; and if for any cause the election of directors shall not take place at the time fixed it shall be lawful to elect the same at any other time, after two weeks' public notice; and in the meantime, and until their successors are duly qualified, the acting directors shall exercise their powers; and in all elections by the stockholders each share of stock shall entitle the holder to one vote, in person or by proxy.

Management.
Election of directors,
Failure to hold election at time fixed.
Votes.

SECTION 6. That this corporation shall pay into the treasury of the commonwealth such tax as is now or may hereafter be imposed by law on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company.

Tax to state.
Individual liability.

SECTION 7. That said company shall have authority to enact and establish by-laws prescribing the number and duties of its officers, the manner of filling vacancies in board of directors, the amount and times of declaring dividends, and all other needful rules and regulations not inconsistent with the constitution and laws of this state or of the United States; that the corporation shall have the authority to hold and use a common seal, and the same to change, alter and amend at pleasure; and by the style and title aforesaid shall be capable in law to sue and be sued before any court in this commonwealth.

By-laws, rules, &c.

SECTION 8. That this act shall go into effect when one thousand five hundred shares of the capital stock shall have been subscribed, and at least one-half thereof paid in, as provided in section three, of which a statement containing the names of the subscribers, and the amount subscribed and paid in by each, shall be certified by a majority of the corporators herein named, to the governor, who shall thereupon issue letters patent to said corporators or the survivors of them.

When act to go into effect.
Letters patent.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 845.

An Act

To incorporate the Friedensburg Turnpike Road Company, within the county of Berks.

Commissioners.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Jared Hoch, Samuel F. Bushey, Daniel G. Bertolet, Jacob G. Bertolet, Henry H. Maurer, Samuel Guldin, Simon P. Guldin, John G. Fisher, Henry D. Griesemer, William A. Glase, John R. Edelman, Jacob V. R. Hoch, Daniel D. Hoch, William S. Bear, Enoch E. Griesemer, Ezra Z. Griesemer, Louis P. De Turck and Samuel H. Hoch, all of the county of Berks, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Friedensburg Turnpike Road Company, with all the powers and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the supplements thereto.
Title.	
Subject to.	
Construction of turnpike road authorized.	SECTION 2. That said company shall have power to locate and construct a turnpike road, leading from Friedensburg to Pricetown, at the line dividing the townships of Oley and Ruscombmanor, and ending at the intersection of said road with the Oley turnpike road: <i>Provided however,</i> That said company may extend said turnpike road across said Oley turnpike road to the Douglassville and Yellow House turnpike road, at the intersection of said public road with the said Douglassville and Yellow House turapike road.
Extension of road.	
May locate road on public highways.	SECTION 3. That the said company shall have power to locate the said turnpike road on any public highway, wherever it may be found necessary or convenient by the said company to do so.
Capital stock.	SECTION 4. That the capital stock of said company shall consist of four hundred shares of twenty-five dollars per share: <i>Provided,</i> That the said company may from time to time, at a meeting of the stockholders, called for that purpose, increase the capital stock to such an amount as in their opinion may be required to complete said turnpike road.
Tolls.	SECTION 5. That the said company shall have power to put up a gate or gates, and to levy and collect tolls from persons using said road, at the rates prescribed in the act regulating turnpike and plank road companies, so soon as they shall have completed two miles of said road: <i>Provided,</i> That said company may collect and receive, or cause to be collected and received, of and from all and every person and persons using said turnpike road, or any part thereof, a rate of toll, in addition to tolls already allowed, not exceeding two cents per

mile for each ton carried in excess of three tons per load, and for each horse or mule, rode or led, one cent per mile; and to regulate the tolls without regard to the width of tire of wagons or vehicles; and that each and every person using the said road, for any distance whatever, shall be liable to pay toll at the legal rates, notwithstanding they do not pass through a gate, whenever the same shall be demanded; and that said company shall have the privilege of charging tolls for the fractional part of a mile traveled, and not be liable for the fraction of a cent in making change for toll charged.

SECTION 6. That so much of the proviso contained in the thirteenth section of the act regulating turnpike and plank road companies, passed the twenty-eighth day of January, Anno Domini one thousand eight hundred and forty-nine, as provides for free travel over the roads of companies constructed under the provisions of the same, so far as the same affects the said Friedensburg Turnpike Road Company, is hereby repealed, except so far as the same relates to persons traveling in funeral processions, military companies on parade in uniform, and persons going to and from one part of their farms to another.

Free travel
limited.

SECTION 7. That whenever it may become necessary to build toll-houses, erect gates or other building necessary for the convenience and management of said road, the said company is hereby authorized to take, use and occupy, for that purpose, suitable grounds on the side of said road wherever such buildings are to be erected; the grounds so taken in no case to exceed half an acre, and the buildings so to be erected to be at least one hundred feet distant from the buildings of the owner or owners of land so to be taken; the damages for the taking of the same, if the parties cannot agree, to be adjusted according to law.

Authorized to
take ground for
erection of
buildings.

Damages.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 846.

An Act

To incorporate the New Bethlehem and Clarion Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Matthew Williams, John Cooper, William W. Barr, J. F. M'Nutt, John M. Brinker, C. R. M'Nutt, R. W. Jones and G. W. Reese, or any five of them, be and they are hereby appointed commissioners to open books and receive subscriptions and organize a company, by the name, style and title of the New Bethlehem and Clarion Turnpike Road Company, with

Title. Construction of turnpike authorized. power to construct a turnpike road, partly clay, or partly clay and stone, or all or either, from the borough of New Bethlehem to the borough of Clarion, on or near the state road running between the two places, with full power to change the location of said road whenever the same may become necessary, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, passed January twenty-sixth, one thousand eight hundred and forty-nine; and are authorized to charge the same tolls as are provided in the second section of the act, entitled "A supplement to an act to incorporate the Clarion Turnpike and Bridge Company," approved the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-three.

Subject to.

Tolls.

Capital stock.

SECTION 2. That the capital stock of said company shall consist of two hundred shares of twenty-five dollars each: *Provided*, That the said company may, from time to time, at a meeting of said stockholders called for that purpose, increase their capital stock to such an amount as in their opinion may be required to finish said road according to the true intent and meaning of this act.

When gates may be erected and tolls charged.

SECTION 3. That said company may commence their road at any point; and whenever said company have finished three miles or more of said road they shall have power to erect gates and charge tolls thereon.

May borrow money.

SECTION 4. That the said company may borrow any sum of money, not exceeding five thousand dollars, for the purpose of finishing said road, and secure the same by mortgage on said road: *Provided*, That no bond issued for any money so borrowed shall be for a less sum than fifty dollars.

Commencement and completion.

SECTION 5. That if the said company shall not commence the construction of the said road within three years, and finish the same within five years thereafter, this act shall be null and void, except so far as may be necessary to settle up the affairs and pay the debts of the company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 847.

An Act

Authorizing a state road to be laid out from the borough of Media, in the county of Delaware, to Lancaster avenue, near Fairmount Park, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Daniel James and George Drayton, of Delaware county, and James Rhoads and John F. Gross, of the city of Philadelphia, be and they are hereby appointed commissioners to

Commissioners appointed.

lay out a state road from the borough of Media, in the said county, to Lancaster avenue, near George's hill, within Fairmount park, in said city, passing near the five mile stone, on the Philadelphia and West Chester turnpike road, who, after having been duly sworn or affirmed before a justice of the peace or alderman to perform the duties enjoined on them by this act with fidelity, and to the best of their judgment, shall on or before the second Monday of May, one thousand eight

hundred and seventy, proceed to view the ground between the points mentioned for the commencement and termination of said state road, and also to make a careful examination of existing roads or streets leading nearly in a direction between said points; and after having made such view and examination, they or a majority of them, shall proceed to lay out said state road, adopting such existing roads or streets, or parts thereof, wherever, in their opinion and judgment, the interests of the public would not suffer by so doing: *Provided*, That

To view ground and lay out road

the portion of said state road within the city of Philadelphia, when not occupying a street laid down on the plan of said city, shall be laid out with the approbation of the surveyor of the district in which it is located: *Provided*, That if the said commissioners shall change the location of the present road in the vicinity of Crum creek, that portion of said road so laid out shall not be opened until a new bridge shall be erected by the commissioners of the county of Delaware, under the usual proceedings in the court of quarter sessions authorizing the erection of county bridges.

Proviso.

Proviso.

SECTION 2. The said commissioners, in laying out said state road, shall be and are hereby authorized to employ a competent surveyor, at a compensation not exceeding six dollars per day, and two chain carriers, at a compensation not exceeding two dollars per day each; and when the said road shall be laid out and distinctly marked, it shall be the duty of the surveyor to make three accurate drafts thereof, noting thereon the courses and distances, the boundary lines of municipal districts and farms, the crossing of streams and public roads, improvements in the vicinity, and such other matters as may serve for explanation, one of which drafts shall be

Commissioners may employ surveyor and chain-carriers.

Drafts to be made out and filed.

deposited in the office of the secretary of the commonwealth, and one respectively in the offices of the clerk of quarter sessions in the county of Delaware and the city of Philadelphia.

Compensation
of commission-
ers.

Vacancies.

Commissioners
to apportion ex-
penses between
Philadelphia
city and Dela-
ware county.

How expenses
to be paid.

Width of road.

Duty of supervi-
sors, Delaware
county.

Duty of chief
commissioner
of highways,
Philadelphia
city.

How damages to
be assessed and
paid.

SECTION 3. The said commissioners shall each be entitled to receive three dollars per day for the time they may be engaged in viewing the ground and laying out said road; and in case a vacancy should occur in their number, the same shall be supplied by the remaining commissioners; when drafts of said road shall have been filed agreeably to the provisions of the foregoing section of this act, it shall be the duty of said commissioners to make out a clear and explicit account of the whole expense of laying out the same, and apportion said expense between the city of Philadelphia and the county of Delaware, according to the time occupied in each; and the share of said city shall, by the city treasurer, upon the order of the chief commissioner of highways; and the share of the county of Delaware shall be paid by the treasurer thereof, on the order of the commissioners of said county.

SECTION 4. Within the county of Delaware the said road shall not have a width of less than forty feet, and where the same shall occupy the bed of an existing road, the width of said road shall be increased to forty feet; and within the city of Philadelphia the width of said road shall not be less than sixty feet, and when it shall occupy a street on the present plan of the said city of less width, the same shall be increased to sixty feet: *Provided*, That any particular portion of said road may have a greater width with the united concurrence of all the commissioners.

SECTION 5. When the said road shall be laid out and marked, and a draft thereof filed as hereinbefore provided, it shall be the duty of the supervisors of the respective townships of the county of Delaware, through which the same may pass, to forthwith proceed and open said road for public travel; and the same shall be kept in repair as the public roads of the several townships through which it may pass are now kept in repair; in like manner the chief commissioner of highways shall cause that portion of said road within the city of Philadelphia to be opened, and the same shall be kept in repair as one of the public streets of said city.

SECTION 6. Within the county of Delaware damages to the owners of land through which the said road shall pass, shall be assessed as damages for opening county roads were assessed under the provisions of the seventh, eighth and ninth sections of an act relating to roads, bridges and highways, assessed the thirteenth day of June, Anno Domini one thousand eight hundred and thirty-six, except that the number of viewers appointed shall be three instead of six; and they shall have authority to determine in such case, and shall report how much of said damages shall be paid by the owners of land through which the said road passes, and benefited by the laying out thereof, over and above the damages they sustained, or by the owners of lands adjacent thereto, the township through which it passes, or by the county of Delaware, and the same shall be paid accordingly, within three months after filing their report; and within the city of Philadelphia said damages shall

be assessed and paid as damages for opening streets in said city are now assessed and paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 848.

An Act

To incorporate the Miners' Hospital and Asylum of Schuylkill county.

WHEREAS, The risks and dangers attending the mining, preparing and transportation of coal are so great that accidents and casualties are of constant occurrence, and many persons so engaged are injured and maimed in body and limb, who from want of means or other causes are not properly cared for and supplied with the necessary medical and surgical assistance: Preamble.

And whereas, Humanity and public duty demand that proper provision be made for the care, cure and relief of those who are thus injured and maimed, and of those who become permanently and entirely disabled by reason of such injuries; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees to be elected as is hereinafter provided, together with the successors in office, shall be and they are hereby made and constituted a body politic and corporate in law and fact, under the name, style and title of the Miners' Hospital and Asylum of Schuylkill county. Trustees made a body politic.

SECTION 2. That the said corporation, by the same name, style and title, shall have perpetual succession, and be able to sue and be sued, to plead and be impleaded in all courts of law and elsewhere, to have and make a corporate seal, and shall be able and capable in law and equity to take, purchase, hold and receive, to them and their successors, any lands, tenements, goods and chattels or other property, which shall or may at any time hereafter become the property of the said corporation or body politic by purchase, gift, grant, bargain, sale, conveyance, devise, bequest or otherwise from any person or persons whomsoever capable of making the same, and Powers and privileges.

the same to grant, bargain, sell, improve or dispose of for the use and benefit of the said corporation: *Provided*, That the net yearly income from the real estate of the said corporation shall not exceed ten thousand dollars.

Net income from real estate limited.

SECTION 3. That no misnomer of said corporation, or their successors, shall defeat or annul any gift, grant, devise or bequest to the said corporation: *Provided*, That the intention of the party or parties shall sufficiently appear upon the face of the gift, grant, will or other writing, whereby any estate or interest was intended to pass to the said corporation.

Misnomer.

SECTION 4. That the object of said corporation shall be to erect, establish and maintain, in the county of Schuylkill, at a place to be fixed by the said corporation, within quick and easy access from all parts of the mining regions of said county, a hospital and asylum for the care, treatment, cure and relief, free of charge, of all those who by reason of accidents and casualties in and about the mines, railroads and canals of said county, or about railroads and canals elsewhere, but are residents of said county and employed in the transportation of coal from the same, are or may at any time hereafter be injured in body or limb, or are or may be permanently and entirely disabled by reason of said injuries, and who may apply for and require medical or surgical treatment and attention: *Provided*, That the grounds connected with the said hospital and asylum shall not at any time exceed fifty acres.

Object.

Grounds not to exceed fifty acres.

Board of managers.

SECTION 5. The trustees of the said corporation shall constitute the board of managers and shall be fifteen in number, to be elected as follows: Three by the borough council of the borough of Pottsville, and one each by the respective borough councils of the boroughs of St. Clair, Ashland, Port Carbon, Mahanoy City, Tamaqua, Tremont, Schuylkill Haven, Shenandoah City, Minersville, Girardville, New Philadelphia and Pinegrove, in all fifteen, to be elected at a regular meeting of the said councils, after ten days' notice to the members of the same, on or before the first day of May next, and

Number and election of managers.

who shall serve for a period of three years, except those elected at the first election, who shall be divided into three classes of five each, and which classes shall serve respectively for the period of one, two and three years from the date of their election and until their successors shall have been duly elected; to be determined by lot at the first regular meeting of the said board of managers, which shall be held upon the sixteenth day of May, in the borough of Pottsville; any vacancy occurring in the said board by death, resignation, removal from the county or disability shall be filled by election for the unexpired term by the borough council of the borough entitled to fill the said place, at its first regular meeting after notice received of said vacancy from the said board of managers; upon the expiration of the term of service of any of the said trustees, the respective borough councils shall at the first regular meeting theretofore or thereafter elect a successor to serve for a period of three years; and the former trustees shall be eligible to re-election. It is hereby enjoined that said corporation shall be competent and benevolent per-

Terms of service

Vacancies.

sons, who will perform the duties of the office from pure and charitable motives, without any salary, and who are hereby prohibited from furnishing for pay or emolument any thing, either directly or indirectly, in the erection of the necessary buildings for said hospital, or for the support and maintenance of the same thereafter.

Trustees not to receive compensation, &c.

SECTION 6. The board of managers shall have power to make by-laws and regulations for the government of the corporation and the management of the hospital and other property, the safe keeping of the funds and securities and other property, and their appropriation and use for the proper purposes of the corporation, requiring good and sufficient security from the treasurer for whatever moneys, securities or other property may come into his custody; shall have power to make contracts for the erection, furnishing and maintaining the necessary buildings, and generally to do all acts needful for the carrying out of the purposes of this act; five members shall constitute a quorum for all ordinary business, including the payment of current expenses; but for making or altering by-laws, purchasing, selling, mortgaging or leasing real estate or other capital stock of the corporation, or contracting any debt beyond two hundred dollars, except for current expenses, eight members shall be required to form a quorum; meetings shall be held monthly, at such time and place as shall be fixed by the by-laws; the board of managers shall choose such physicians and surgeons as they shall deem sufficient, who shall form the medical board, and the entire medical care of the patients shall devolve on the said medical board; the admission and discharge of patients shall be subject to such by-laws and regulations as the board of managers may adopt.

Powers of board of managers.

Quorum.

Meetings.

Medical board.

Admission and discharge of patients.

SECTION 7. The officers of the said corporation shall be a president, a vice president, a treasurer, who shall be elected by the board of managers from their own body, and shall receive no compensation for their services as officers, and a secretary who shall be paid such a yearly salary as the board may deem proper, and who is not required to be one of the trustees of the said hospital.

Officers.

SECTION 8. For the purpose of providing the means necessary for the purchase of the grounds for said hospital and asylum, the erection, maintenance and endowment of the same, a tax of one cent is hereby imposed upon each and every ton of coal mined in the county of Schuylkill, from and after the — day of —, Anno Domini one thousand eight hundred and seventy, and transported over any of the railroads of said county; and the collectors of the different railroads in said county, lateral and otherwise, are hereby authorized and required to collect the said tax monthly on all coal passing over the weigh-scales of the said railroads, in connection with and in the same manner as the tolls upon said roads are collected and paid, with power to enforce the payment thereof to the same extent as is now exercised to enforce the payment of toll charged; the said collectors shall pay over monthly to the treasurer of the said board of managers the tax so collected; they may receive such moderate compensa-

Tax imposed on coal mined and transported over railroads.

Collectors of railroads to collect tax monthly.

To pay same to treasurer of board of managers.

Managers may
issue warrant
for collection of
tax.

Owners of coal
may charge tax
to purchasers.

How long tax to
be levied and
collected.

Provi-o.

Managers to
make annual re-
port to legisla-
ture.

Treasurer to
make reports to
board.

tion for their services as may be determined and agreed upon, and shall be liable to criminal prosecution for any fraudulent use or appropriation of said tax, or for any neglect or refusal to pay over the same to the said treasurer: *Provided however*, That the said board of managers shall have authority, if they shall see proper, to issue their warrant for the collection of the said tax after the end of each and every month for the coal mined and transported during the preceding month or months, and the same to place in the hands of a collector or collectors to be appointed by the said board, and with like authority to the said collector or collectors to enforce the payment of said tax as is given to enforce the payment of state and county taxes: *And provided further*, That the owners of the coal upon which the said tax is collected are hereby authorized to charge the same upon the said coal, to wit: One per centum per ton to the purchasers thereof in addition to the contract price for which the same may have been sold; the said tax shall be levied and collected until, in the opinion of the said board of managers, sufficient has been collected to purchase the necessary grounds, erect the buildings and furnish the same, pay the current expenses, and from the surplus remaining over and above the said expenses and original outlay to create a permanent fund, which shall be invested in the securities of the United States, of the state of Pennsylvania, or in first mortgages on improved real estate, the interest of which permanent fund will be sufficient to provide for the yearly expenses of the said hospital and asylum, and the necessary improvement and enlargement of the same from time to time: *Provided however*, That the total amount of tax so collected shall not exceed the sum of five hundred thousand dollars.

SECTION 9. An annual report shall be made to the legislature by the board of managers, giving a detailed account of the operations of the hospital during the preceding year, its condition, the number of patients, improvements made, the receipts and expenditures, and on what account, the amount of funds on hand, how invested, and other matters pertaining to the said hospital; and the treasurer shall make reports to the said board as to the condition and amount of funds and securities in his hands whenever and as often as may be required by the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 849.

An Act

Authorizing the commissioners of the county of Schuylkill to receive the return of the school tax collector and the return of the borough tax collector of the borough of Shenandoah City, Schuylkill county, within sixty days after the passage of this act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Schuylkill county shall be authorized and empowered to receive the returns of the school tax and the returns of the borough tax collector of the borough of Shenandoah City, Schuylkill county, within sixty days after the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 850.

An Act

Providing for the admitting to probate the copy of the last will and testament of John Sweatman, late of the city of Erie, deceased.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the register of Erie county may and shall admit to probate the copy of the last will and testament of John Sweatman, deceased, at Barton upon Trent, in the county of Stafford, England, and grant letters testamentary thereon upon such copy being produced to said register, with the certificate of the district register of Her Majesty's court of probate at Litchfield, in the county of Stafford aforesaid, of the probate of the original thereof, and that letters testamentary had been granted thereon, with the seal of his office attached, without the certificate of the chief judge or presiding magistrate un-

der the laws of the commonwealth of Pennsylvania in such cases made and provided.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 851.

An Act

To repeal an act for the taxing of dogs in the county of Lancaster for the benefit of the Home for Friendless Children of the city and county of Lancaster, approved April seventeenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act for the taxing of dogs in the county of Lancaster for the Home for Friendless Children of the city and county of Lancaster, approved seventeenth of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 852.

An Act

To incorporate the Pennsylvania Lightning Rod Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Colder, Robert Vaughn, John J. Shoemaker, John A. Bigler and John M. Major, their associates, successors or assigns, are hereby constituted a body politic and corporate, with perpetual succession, by the name, style and title of the Pennsylvania Lightning Rod Company, and as such shall have the right to manufacture and to buy lightning rods, and to sell the same, by their agents and employees throughout the commonwealth; and to put up and affix, and to attach upon and to buildings of whatsoever kind, such lightning rods as may be dealt in by said corporation; and upon any sale of lightning rods the said corporation may execute such contract of indemnity against loss by lightning as may be agreed upon between the parties.

Corporators.

Title.

Privileges.

SECTION 2. The principal office of said corporation shall be in the city of Harrisburg; and it shall have power to lease or purchase and hold in fee simple such real estate in Dauphin county as may be necessary for the business of said corporation, not exceeding five acres.

Principal office

May hold real estate.

SECTION 3. That the capital stock of said company shall consist of three hundred shares of one hundred dollars each, with privilege of increasing the same from time to time, as the directors may determine, not, however, to exceed one hundred thousand dollars; and the said company may have power to borrow money in any amount, not exceeding the one-half of the capital stock actually paid in, and for the purpose of securing the same, issue their bonds at a rate of interest not exceeding eight per cent. per annum, secured upon the property and franchises of the company.

Capital stock.

May borrow money and issue bonds.

SECTION 4. The persons herein named, or any three of them, may proceed, with or without notice, to organize said company, and after twenty per cent. of the capital stock has been subscribed and ten per cent. actually paid in, the subscribers may proceed to elect a board of three directors, who shall serve until the first Monday in January following; and the stockholders shall annually thereafter elect a similar board of directors to serve for one year, or until their successors shall be chosen: *Provided*, That notice of such election shall be given at least two weeks previous thereto, by letter through the post office, or by advertisement in two newspapers published in the county of Dauphin, as the directors may determine.

Organization.

Election of directors.

SECTION 5. That said company shall have power to elect from its number a president, a secretary and treasurer.

Officers.

Individual liability.

SECTION 6: The stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by, and for all materials furnished to, said company. *Provided*, That the stockholders shall not be so held individually liable unless suit has been brought for such debts within six months after the same have been contracted:

Bonus and taxes

Provided, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 853.

An Act

To vacate a certain alley in the borough of New Brighton, Beaver county, between Fourth street and Bush street, in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That all that certain twenty foot public alley, between Bush street and Fourth street, bounded on the north by lot numbered one hundred and sixty-eight, and south by lot of Charles Chadwick, adjacent thereto, be and the same is hereby vacated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 854.

A Supplement

To an act incorporating the Muncy Creek Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Muncy Creek Railway Company are hereby authorized to extend their railroad from such point on their line as they may think fit, to connect with such railroad on the North Branch of the Susquehanna river as in their judgment will best promote the building and equipment of their railroad; and for that purpose they are hereby authorized and empowered to increase their capital stock two millions of dollars, and their bonds a similar amount, with the same privileges and restrictions contained in their act of incorporation and the several supplements thereto, subject to the payment to the commonwealth of the same tax for increase of capital stock, and in the same manner as prescribed in the original act and supplements.

Authorized to extend railroad.

May increase capital stock and bonds.

SECTION 2. That the said company is hereby authorized to receive donations of land or other property, or receive the same in payment of subscription or in exchange for stock, on such terms and conditions as may be agreed upon between the company and the parties so donating, subscribing or exchanging, with full power and authority to said company to hold, use, sell, or otherwise dispose of said property from time to time: *Provided however,* That all lands and property, or the proceeds derived from the property so donated, contributed or received in payment or exchange for stock, shall be used exclusively to aid in securing the ultimate construction and equipment of the railway of the company.

May receive property as donations, &c.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 855.

An Act

Relating to appeals and transcripts from the judgments of justices of the peace in the county of Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the justices of the peace in the county of Juniata shall be entitled to demand and receive, from the appellant and from the plaintiff desiring a transcript for entering in the common pleas, or other transcripts in any case tried before them, respectively, before giving a transcript of appeals or other transcript, all costs that may have accrued in the said action: *Provided*, That the payment of costs in the first instance, by the appellant or plaintiff, shall not debar him or her of his or her right to receive the same from the appellee or defendant, in the manner and to the same extent as is now provided for in the act, approved April ninth, Anno Domini one thousand eight hundred and thirty-three, entitled "An Act to abolish imprisonment for debt, and other purposes:" *And provided further*, That any party to a suit shall have the right to appeal and demand transcripts without the payment of costs as aforesaid, by making and filing, with the said justice, an affidavit of his or her inability to pay such costs.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 856.

A Further Supplement

To an act, entitled "An Act to incorporate the American Academy of Music," approved March twenty-fourth, one thousand eight hundred and fifty-two, authorizing the purchase and cancellation of a certain amount of stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the board of directors of the American Academy of Music from time to time to purchase, at a price not exceeding the par value thereof, as many shares of the capital stock of said academy of music as have been issued under the authority of the supplementary act authorizing the issue of preferred stock, approved the sixth day of February, one thousand eight hundred and fifty-six, and to cancel the same so purchased: *Provided*, That the act shall not go into effect until approved by a majority of the stockholders present, or represented by proxy, at a general meeting of the stockholders, called for such purpose, or at the annual meeting of stockholders, held in pursuance of the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 857.

A Further Supplement

To an act, entitled "An Act to incorporate the Union Passenger Railway Company of Philadelphia," approved April eighth. Anno Domini one thousand eight hundred and sixty-four, authorizing the said company to extend their track.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Union Passenger Railway Company of Philadelphia be and they are hereby authorized to continue and extend their track from Broad and Ellsworth streets westward along Ellsworth street to Twenty-second street; thence northward on Twenty-second street to Christian street; thence eastward along Christian street to connect with their track at Broad and Christian streets; and also to continue and extend their track from Seventh and Federal streets; thence southward along Seventh to Morris street; thence westward along Morris street to Ninth street; thence northward along Ninth street to join their track at Ninth and Wharton streets; and the said company is authorized from time to time to extend and continue their track southward along Seventh and Ninth streets, and use and street south of Morris street to form a circuit; and the said company is also hereby author-

ized to lay an additional track in Twenty-third street, between Wallace and Brown streets, and also to lay a track on Thompson street, from Franklin street to Front street; thence northward on Front street to Columbia avenue; thence westward along Columbia avenue to Twenty-second street, with the privilege to lay a double track on Columbia avenue, west of Seventh street; thence southward along Twenty-second street to Master street; thence eastward along Master street to Seventh street; and the said company is authorized from time to time to extend and continue their track westward along Columbia avenue and Master street, and use any street west of Twenty-second street to form a circuit, under and subject to all the restrictions and with all the privileges and immunities mentioned and contained in the act incorporating the said Union Passenger Railway Company, and the several supplements thereto.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 858.

An Act

To change the name of the North Lebanon Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the corporate name and title of the North Lebanon Railroad Company be and the same is hereby changed to the Cornwall Railroad Company, by which name and title the business of the said company shall hereafter be managed and conducted with the same effect, to all intents and purposes, as if the name thereof had not been changed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 859.

An Act

To extend to the boroughs of Renovo and Lewistown the provisions of the act of April twenty-second, one thousand eight hundred and sixty-three, regulating auctions and auctioneers.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions and penalties contained in the act of this general assembly, entitled "A further supplement to the acts of assembly regulating auctions and auctioneers," approved April twenty-second, one thousand eight hundred and sixty-three, for the township of Logan and borough of Altoona, Blair county, be and they are hereby extended to the boroughs of Renovo, in the county of Clinton, and Lewistown, in the county of Mifflin.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 860.

An Act

Relating to proceedings and jurisdiction of justices of the peace in civil causes, in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases in which judgment shall have been rendered for plaintiff by any of the justices of the peace in the county of Venango, no appeal shall be allowed, unless the defendant shall make oath or affirmation, to be filed in the cause, that the same is not intended for delay merely.

Defendants to
make oath be-
fore appeals be
allowed.

SECTION 2. That all appeals from the judgments of the justices of the peace aforesaid, shall be filed in the prothonotary's office on or before the return day in the court of common

When appeals
to be filed.

pleas of said county next ensuing the date of the entering of bail before the justice of the peace, instead of the first day of the next term as heretofore.

Plaintiffs entitled to recover full costs in certain cases.

SECTION 3. That in case any suit or action shall be commenced in the court of common pleas of said county upon any contract, express or implied, and the plaintiff or plaintiffs shall obtain judgment for a sum exceeding one hundred dollars, he or they shall be entitled to recover full costs from the defendant or defendants.

Repeal.

SECTION 4. That all such portions of existing laws as are inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 861.

A Supplement

To an act incorporating the Pequea Valley Railroad Company, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-six.

Additional commissioners appointed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the cuthority of the same,* That George M. Steinman, James A. M'Creary, Robert S. Potts, John R. Dittenback, Christian B. Mylin and Rudolph W. Shenk, be and they are hereby appointed additional commissioners to those appointed in the act to which this is a supplement.

Time for commencing and completing work, extended.

SECTION 2. That the time the said company shall begin work upon said road is hereby extended for the period of two years, and the time for completing the same for the period of five years from and after the passage of this supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 862.

An Act

Extending the provisions of an act, entitled "An Act relating to livery stable keepers in Allegheny county, Berks and Westmoreland counties," to Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relating to livery stable keepers in Allegheny, Berks and Westmoreland counties," approved August twenty-third, one thousand eight hundred and sixty-five, be and the same are hereby extended to Beaver county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 863.

An Act

To incorporate Maplewood Institute, at Concordville, in the county of Delaware.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That there shall be and hereby is established at Concordville, Delaware county, Pennsylvania, an institution of learning for the education of young men and young women in any and all the useful and ornamental branches of education, by the name, style and title of Maplewood Institute, under the care and direction of a board of trustees, not exceeding nine in number, who, with their successors in office, shall be and and hereby are declared to be one body politic and corporate in deed and in law, to be known by the name, style and title of Board of Trustees of Maplewood Institute, and by the same shall have perpetual succession, and shall be able to sue

Institution established.
Title.
Trustees.

Powers and
privileges.

and be sued, to plead and be impleaded in all courts of law and equity, and shall be capable in law and equity to take, hold and purchase, for the use and benefit of said institute, lands, goods, chattels and moneys of any kind whatever, by gift, grant, conveyance, devise or bequest from any person or persons whomsoever capable of making the same, and the same from time to time to sell, convey, mortgage or dispose of for the use and benefit of said institute; and they shall have power to erect such buildings as may be necessary for the purpose of said institute, and to provide libraries, apparatus and all other needful means of imparting a full and thorough course of instruction in any and all the departments of science, literature and language, particularly the natural sciences in their application to the arts, and to do all and singular the matters and things which may be lawful for them to do for the well being of said institute and for the due management and ordering of the affairs thereof.

Trustees for
present.

SECTION 2. That for the present the trustees of said institute shall be Joseph Shortlidge, Jonathan Gause, Evan G. Shortlidge, Ellis P. Marshall, Benjamin F. Seggett, Josiah Jackson and Augustus C. Norris, who, or any three of them, on and after the passage of this act, shall have power to organize the said board of trustees; and after the said organization three members of the said board shall constitute a quorum to do business at any meeting called in due form according to the by-laws established by said board.

Powers of trustees.

SECTION 3. That the board of trustees shall have power to fill all vacancies in their own body caused by death, resignation or otherwise, to appoint such officers and agents for their own body as may be deemed expedient, and to adopt and establish their own by-laws and regulations; they shall appoint a director and faculty of instruction, who shall be charged with the direction and management of the literary affairs of the institute, prescribe the course of study, the textbooks to be used and the discipline for the government of the students; the director or any member of the faculty may be removed from office, when in the opinion of the board of trustees such removal is necessary to the interest of the institute.

Directors and
faculty.

Degrees.

SECTION 4. That the director and faculty shall have power to confer the degrees of bachelor of the elements and bachelor of science upon such pupils as shall have completed, in a satisfactory manner, the prescribed courses of study.

Appropriation
of moneys.

SECTION 5. That the trustees shall faithfully appropriate all moneys and other effects that may come into their hands for the sole use and benefit of the said institute; nor shall any bequest or donation made to and accepted by the said board, for specific educational objects, ever be diverted from the purposes designated by the donor.

Pupils of all religious denominations admissible to institution.

SECTION 6. That the institute shall always be open to the admission of pupils of all religious denominations, who exhibit a fair moral character, and are willing to yield a ready obedience to the general regulations prescribed for the conduct of the pupils and the government of the same.

Atisnomer.

SECTION 7. That no misnomer of said corporation shall defeat or annul any gift, grant, devise or bequest to or from the

said corporation: *Provided*, That the intent of the parties shall sufficiently appear upon the face of the gift, will or writing, whereby any estate or interest was intended to be passed to or from the said corporation.

SECTION 8. That the legislature hereby reserves the right Reservation. to revoke, alter or amend this charter whenever to them it may seem expedient.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 864.

An Act

Relative to taxing railroads, coal banks, real and personal property in Hickory township, in the county of Mercer, and state of Pennsylvania, except the Erie and Pittsburg railroad, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act any lessee or lessees, occupant or occupants of any coal bank or colliery, or owner or owners, lessee or lessees of any railroad or railroads within the township of Hickory, in the county of Mercer, and state of Pennsylvania, who shall work, use or occupy the same, or own, use or lease to men employed by them for the purpose of carrying on said business, any houses or building, shall pay a tax upon said coal bank or coal banks, colliery, railroads, houses and property belonging thereto, for general school purposes, at the same rate and in the same manner as other property is taxed for general school purposes: *Provided nevertheless*, That provisions of this act shall not extend to the Erie and Pittsburg railroad. Lessees, &c., of coal banks and railroads to pay school tax. Proviso.

SECTION 2. It shall be the duty of the assessors of said township, within ten days after the passage of this act, to commence to assess said property, and fully complete and deliver the same, within thirty days after the passage of this act, to the school board of said township; and to make a like assessment, and fully complete and deliver the same to said school board on the first Monday of May of each and every year hereafter, and receive therefor the sum of two dollars Assessors to make and deliver assessment to school board. Compensation.

per day for time actually employed by him in making the same.

School directors
to hold court of
appeal.

SECTION 3. It shall be the duty of the school directors of said township to meet on the second Tuesday of May in each and every year and hold a court of appeal; and after carefully examining and correcting said assessment it shall be lawful for them, if they believe any property or thing made taxable by this act has been assessed and valued below its actual value, to raise the same to the actual value thereof, or if the same has been assessed and valued above its actual value, to reduce the same thereto, which shall be final: *Provided nevertheless*, That it shall be the duty of the said school directors, or one of the officers thereof, to give at least ten days' previous notice, by at least five printed or written notices, posted up in the most conspicuous places in said township, stating the time and place of holding said appeal.

To give notice of
time and place
of holding ap-
peal.

How school di-
rectors to col-
lect tax.

SECTION 4. It shall be the duty of the school directors of said township to collect said tax in the same way and manner that other school taxes are collected in said township, and at the same rate per centum: *Provided*, That all costs and expenses in making said assessments, levies and collections, shall be paid out of the general school fund of said township.

How costs and
expenses to be
paid.

Rights, &c., of
assessors, school
directors, col-
lectors and tax-
payers.

SECTION 5. The assessors, school directors, collector of the school tax, and persons liable to pay a tax under this act, shall have the same rights and powers, and be subject to the same restrictions, laws and penalties in assessing, levying, collecting and paying said tax or taxes, under this law, as they now are under the laws of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 865.

An Act

To incorporate the Morgan Improvement Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That R. D. Barclay, S. S. Moon and C. Grinnell, their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be

known as the Morgan Improvement Company; which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company, by act of the legislature of Pennsylvania, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the supplements thereto.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company, and designate the location of its general office; which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

ELISHA W. DAVIS,

Speaker of the House of Representatives *pro tem.*

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 866.

An Act

To incorporate the Crescent Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, C. Grinnell and S. S. Moon, and their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Crescent Improvement Company; which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company by act of the legislature of Pennsylvania, approved the thirteenth day of March, one thousand eight hundred and sixty-eight, and the supplements thereto.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company, and designate the location of its general office; which changes shall be valid after the filing of a certificate in the office of the secretary of

the commonwealth, signed by the president and attested by the seal of the said company.

ELISHA W. DAVIS,

Speaker of the House of Representatives *pro tem*.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 867.

An Act

Requiring the Philadelphia and Erie Railroad Company to conform, in its charges for transportation and tolls, to certain requirements established by the eighteenth section of the act regulating railroad companies, approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter the Philadelphia and Erie Railroad Company shall be governed, in its charges for toll and transportation upon its railway, by the provisions of the eighteenth section of the act regulating railroad companies, approved February nineteenth, one thousand eight hundred and forty-nine, except the second proviso thereof; and all acts and parts of acts relating to rates to be charged by said company, inconsistent with the provisions of this act, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 868.

An Act

Authorizing the construction of a bridge across an arm of the Allegheny river to Herr's island, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James M'Bride, Hugh M'Neill, John Dean, their heirs or assigns, are authorized to construct and maintain a railroad bridge, from a practicable point on and intersecting the West Pennsylvania railroad, across an arm of the Allegheny river, two hundred and fifty feet, more or less, to Herr's island, to a street on the east line of the property of M'Neill, Dean, M'Bride & Co., or to any point or private property which may be acquired by purchase only on mutual agreement with owner or owners of such property.

Construction of
bridge author-
ized.

SECTION 2. That in case of necessity to support the said Pier. bridge they are empowered to construct a pier for the support thereof.

SECTION 3. Should there be any legal claimant to the strip of water front, lying between the West Pennsylvania road, other than said railroad company, and the north shore of the Allegheny river, the judges of the district court of the county of Allegheny shall appoint a jury to assess any damages that may arise from the taking of the land; such damages, if any, subject to the confirmation of the said court.

Damages.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 869.

An Act

To incorporate the Pittsburg and Ormsby Passenger Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Domence Ihmsen, David Chess, James Bryce, John Pears, Harrison Estep, C. J. Schultz, William Doyle, George

Commissioners.

Title. Construction of railway author- ized. Route.	Duncan, E. G. Krehan, Charles Evans, John Redman, John Phillips, A. Garrison, B. G. Wolf, G. A. Mundrof, Joseph Keeling, W. C. Aughinbaugh, C. L. Graff, Henry Lloyd, Joseph Caskey, George Black, H. S. M'Kee, F. L. Ihmsen, Jenkin Jones, Terrence Campbell, T. B. Atterbury, John Adams, John Gallagher, J. S. Atkinson, Joseph M'Clurg, D. B. Oliver, Clifton Wharton, Joseph M'Knight, Frank Plunket, James Salisbury, Andrew Burt, William Lewis, James M'Donald, Henry Fattrell, John P. Heisel, Harvey Chess, John C. Barr, D. O. Cunningham and John P. Beech, or a majority of them, be and they are hereby appointed commissioners, to open books for the purpose of receiving subscriptions to the capital stock of the company hereby incorporated, by the name, style and title of the Pittsburgh and Ormsby Passenger Railroad Company, with power to lay out and construct a railway, with a single or double track, with the necessary turnouts, sidings and switches, from any point in the borough of Ormsby <i>via</i> Sarah street, in the borough of East Birmingham, to Seventeenth street, borough of Birmingham; thence <i>via</i> Washington street and Tenth street to the Birmingham bridge, and over said bridge to Second avenue, in the city of Pittsburgh; thence by such streets as may be granted by the councils of Pittsburgh, to a suitable terminus on or near Market street.
Capital stock.	SECTION 2. That the capital stock of the said company shall consist of eight thousand shares of twenty-five dollars each: <i>Provided</i>, That the directors of the said company may at any time increase the same to twelve thousand shares if deemed necessary to complete their said road.
Certificate to governor.	SECTION 3. That when two thousand shares of the stock shall have been subscribed, and five dollars paid in on each share, the said commissioners, or any five of them, shall certify, under their hands and seals, the names of the subscribers and the number of shares subscribed by each, to the governor of the commonwealth; and it shall be thereupon the governor's duty, by letters patent under his hand and the seal of the state, to create and erect the said subscribers, their associates, assigns and successors, into one body politic and corporate, in deed and in law, by the aforesaid name, style and title of the Pittsburgh and Ormsby Passenger Railway Company, and by the said name they shall have perpetual succession, with power to make a corporate seal, and the same to alter, modify and renew at pleasure, and to ordain, establish and put in execution such by-laws, ordinances, rules and regulations as shall appear necessary and convenient for the government of said corporation, and not being contrary to the constitution and laws of the United States or of this commonwealth; and shall be able and capable of taking and holding their capital stock and the increase and profits thereof, and of purchasing, taking, receiving and holding all such real estate and personal property as may be necessary or convenient to enable them to carry on the traffic of their said road, and the other purposes for which they are incorporated, with economy, facility and dispatch, and the same to exchange, barter, sell, let or lease, on ground rent, mortgage or lease, or otherwise dispose of at their pleasure, and of suing and
Letters patent.	
Powers and privileges.	

being sued, pleading and being impleaded, by their corporate name, and shall have generally all the rights, privileges, franchises and incidents belonging and appertaining to a corporation, and the right of doing all and every other matter and thing which a corporation may lawfully do.

SECTION 4. That the persons named in the letters patent, or any five of them, shall, as soon as conveniently may be after the same shall have been received, give at least ten days' notice in two or more daily papers printed in the city of Pittsburgh, of a time and place, to be by them appointed, at which the subscribers shall proceed to organize the said corporation, and shall choose, by a majority of said subscribers, by ballot, to be delivered in person, five managers, all of whom shall be citizens of Allegheny county, who shall immediately choose one of their number to be president, all of whom shall serve until the third Monday of January next, or until their successors are regularly and lawfully chosen: *Provided*, That each and every member of said corporation shall be entitled to a vote for each and every share of stock held by him or her.

Organization.

Managers.

Votes.

SECTION 5. That said company shall have power to raise on bonds, to be secured by a mortgage of the road, including all its stock and franchises, any sum not exceeding one-half of the amount of the capital stock authorized by this charter, for the purpose of carrying out the true intent of this act: *Provided*, That no bond shall be issued for a less sum than one hundred dollars, with interest at a rate not exceeding seven per centum per annum.

Authorized to raise money on bonds.

Proviso.

SECTION 6. That said company shall not allow the transfer of share or shares of stock, except by resolution of the board of directors, until all the instalments have been paid; and if any stockholder shall omit, for the space of six months, to pay any instalments which may have been called for, the managers of the company may either declare the share or shares of stock, on which the instalment or instalments are unpaid as aforesaid, to be forfeited, or may at their option bring suit to recover the said instalment or instalments, with interest at the rate of twelve per centum per annum, as debts of a like amount are recoverable against the person or persons appearing by their books to be the owner or owners thereof.

Transfer of shares of stock.

Neglect to pay instalments

SECTION 7. That dividends of so much of the profits of said company as shall appear advisable to the directors shall be declared in the months of January and July of each year, and be paid at the office of said company any time after ten days' notice from the time of declaring the same; but said dividends shall in no case exceed the amount of the net profits of said company, so that the capital stock shall never be thereby impaired; and in case the directors shall declare a dividend exceeding the amount of the net profits, and thereby impair the capital stock, they shall be held individually liable for all such excess.

Dividends.

SECTION 8. That the said railway company shall not be permitted to use and occupy any of the streets of the said city of Pittsburgh or streets of said boroughs, for the purposes of their railways, until the consent of the councils of said city and boroughs is first thereto had, by ordinance duly passed,

To obtain consent of councils before using streets.

nor shall the said company at any time alter or change the grade or line of any street without the consent of the councils aforesaid first had and obtained; and the said company shall keep so much of the streets of the said city and boroughs from curb to curb, as may be used and occupied by them, in perpetual good repair at the proper expense and charge of the said company: *Provided further*, That the said company, for and during the first five years after they shall commence running cars upon said road, shall pay into the city treasury the sum of twenty dollars per year for each car run over their said road, and from thence thereafter the sum of thirty dollars per year for each car run over said road; and also for the first five years after they commence running cars upon said road, the said company shall pay into the city treasury three per cent. of the dividends or net profits of said company, and from thence thereafter said company shall pay into said treasury five per centum of the dividends or net profits of said company, which said tax, together with the sum paid for each car, shall be equally divided between the said city and the boroughs.

To keep streets in good repair.

To pay certain amounts into city treasury.

Proceedings in cases of disagreement upon terms for use of turnpikes, plank roads, &c.

SECTION 9. That before the said railway company shall use and occupy any portion of any turnpike, plank road, bridge or street, or road of any borough, if the said railway company and said turnpike, plank road or bridge company, or councils of any borough cannot agree upon the term for the use thereof, within thirty days from the organization of the said company, the said company may apply by petition to the court of quarter sessions of Allegheny county, setting forth the facts, and praying the court to appoint a time for the hearing of the parties, not more than twenty days from the filing of the said petition, of which time and place the opposite party shall have at least ten days' notice; and the court shall, immediately after hearing the said parties, proceed to fix and adjudge the rate of compensation to be allowed and paid by said company for the use of such turnpike, plank road, bridge or street, and the terms on which it shall be used, and the mode and manner in which the same shall be kept up by the respective parties, which judgment shall be and remain final and conclusive between the parties: *Provided further*, The said Pittsburgh and Ormsby Passenger Railroad Company shall have full power and authority to make such changes in the grade of said turnpike and plank roads as may be required to enable them to use their railway with ease and convenience.

May change grades of turnpikes and plank roads.

Gauge.

Vehicles following car to have right to track.

SECTION 10. That the said railway company shall be and they are hereby required to lay the track of their said road of such a gauge as to be most convenient for the use of carriages and buggies passing over the said road; and in all cases the carriage or vehicle following the car shall have the right to the track, and the carriage or vehicle coming in the opposite direction shall be required to turn off the track.

Penalty for injuring property, &c.

SECTION 11. That if any person or persons shall wilfully break, remove, destroy or injure any part of the said railway, or the cars, carriages, station houses or other buildings or property of said company, or shall, without the consent of the company, obstruct or impede the passage on or over the

said railway or any part thereof, the person or persons so offending shall forfeit and pay for every such offence the sum of five dollars to the said company; but no such suit shall be brought unless commenced within sixty days after such offence shall have been committed; and the person or persons so offending shall be and remain liable, in addition to said penalty, to action or actions at the suit of said railway company, for any loss or damage occasioned by his or her or their act or acts as aforesaid.

SECTION 12. That the councils of Pittsburg shall have power to establish such regulations, in regard to said railway, as may be required for the purpose of paving, repairing, grading, culverting and laying gas and water pipes in and along the streets in said city used by said company, and to prevent obstructions thereon; and the said company shall never obstruct the streets or roads over which their road passes, by permitting the passage of freight or burden cars, or the use of locomotive engines thereon: *Provided*, That this section shall not be construed to prevent said railway company from running freight or burden cars drawn by horses between the hours of nine o'clock at night and seven in the morning on the said road.

City councils may establish regulations in regard to paving, grading, &c.

Not to obstruct streets or roads.

SECTION 13. That no greater fare shall be charged upon said road per passenger, to or from Ormsby borough, than ten cents; for any distance less two miles, five cents; and for any greater distance not more than two and one-half cents a mile; but in no case to exceed ten cents.

Amount of fare fixed.

SECTION 14. That said railway company shall, at the intersection of their road with any railroad upon which locomotives are used, cause their cars to stop before crossing the same, under a penalty of twenty-five dollars for each violation of this section.

Cars to stop before crossing railroad tracks.

SECTION 15. That the said company shall commence the construction of the railway hereby authorized, within one year after the consent of the councils of Pittsburg shall have been given to the same, and complete the same to Ormsby borough within two years thereafter.

Commencement and completion.

SECTION 16. That said company shall have all the rights and immunities that are enjoyed by the Pittsburg and Birmingham Passenger railroad, as to carrying freight or passengers, and charges therefor and collecting the same.

Rights and immunities as to carrying freight, &c.

SECTION 17. No individual or corporation shall be permitted to subscribe for or hold more than forty shares of stock: *Provided*, That after thirty days following the opening of the books of subscription a sufficient amount of stock be not taken, then individuals be permitted to subscribe for and hold what amount of stock said corporators may agree upon.

Amount of stock each individual and corporation may hold.

SECTION 18. All acts or parts of acts inconsistent herewith be and the same are hereby repealed.

Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 870.

An Act

To lay out a state road in the city of Philadelphia and the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Symington Phillips, John Wildman and Samuel H. Harrison, of the county of Bucks, and George W. Hamersly, Robert N. Murray and Alfred Enoch, of the city of Philadelphia, be and they are hereby appointed commissioners to view, lay out and make a state road, beginning at Tacony, at a point on the road leading from the river road to the old Buttermilk tavern, and thence by the nearest and most practical route, south-east of the Philadelphia and Trenton railroad, to a point at or near the village of Bridgewater and south side of the Neshamony creek, in the county of Bucks.

SECTION 2. That it shall be the duty of said commissioners, or a majority of them, after taking and subscribing an oath or affirmation before an alderman or justice of the peace to perform the duties enjoined upon them by this act with fidelity and impartiality, and after giving public notice by three insertions in two newspapers, one published in the said city of Philadelphia and the other in the county of Bucks aforesaid, of the time and place of meeting to perform the duties as set forth in this act, shall, upon the day set forth in said advertisement, proceed to view the ground on which said road may pass, and lay out and make the same on the route agreed upon by a majority of them, so as will best promote the public good and do the least injury to private property, using any street, public or private road now laid out in said route, which in their judgment may be necessary to complete the road aforesaid, in such manner as to enable the supervisors readily to find the same; and the commissioners are hereby authorized, if they deem it necessary, to employ two chain-bearers, at a per diem allowance of three dollars, and a surveyor at a compensation of eight dollars per day; and the said commissioners, respectively, shall be allowed two dollars per day for their services, to be paid by the treasurers of the city of Philadelphia and the county of Bucks, in proportion to the time employed in each city and county aforesaid.

SECTION 3. It shall be the duty of the commissioners to have three accurate drafts made of the location of said road, noting the courses and distances, with such other matters as may serve to explain the route of said road, one copy to be deposited in the office of the clerk of the court of quarter sessions in the county of Bucks, one copy with the survey department of the city of Philadelphia, and the other copy with the surveyor of the Tenth survey district of said city of Philadelphia, on

Commissioners.

Route.

Duties of commissioners.

May employ chain-bearers and surveyor.

Compensation of commissioners.

Drafts to be made and filed.

or before the first day of July next, and from thenceforth the said road shall be a public highway and shall be opened to the width of fifty feet, to be made and kept in repair as all other public roads laid out by the courts or city authorities.

Width of road.

SECTION 4. The commissioners shall proceed, as soon as practicable, to complete the location of said road; and should any vacancies occur in their number the same shall be filled by the remaining commissioner or commissioners, so as to constitute a board of six members.

Vacancies in number of commissioners.

SECTION 5. It shall be the duty of the supervisors of the township of Bensalem, in the county of Bucks, and the commissioners of highways in the city of Philadelphia, through which said road shall pass, upon notice given by any one of the commissioners, to proceed to open, make and keep in repair said road, under the same provisions as if the same had been laid out by the proper authorities of said city of Philadelphia and the said county of Bucks.

Duty of supervisors, Bensalem township, Bucks county, and commissioners of highways, Philadelphia city.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 871.

An Act

Relative to code of ordinances in the city of Allegheny.

WHEREAS, The councils of the city of Allegheny are now causing to be prepared, for adoption and publication in book form, certain ordinances for the said city, including therein ordinances now in force, and amendments and additions thereto:

And whereas, The act of assembly relating to said city requires that all ordinances shall be published and recorded, and it would be inconvenient and expensive to publish and record said book of ordinances; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That said ordinances shall become effective and valid as ordinances of said city when prepared, adopted and published in book form as aforesaid; and any law requiring ordinances of said city to be published and recorded shall not be held to apply to the code or book of ordinances so adopted: *Provided,*

That a copy of the code, when printed, shall be filed in the office of the recorder of deeds of Allegheny county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 872.

An Act

Creating two additional assessors for the Twentieth ward, in the city of Philadelphia.

Board of revision to appoint two additional assessors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of revision of taxes of the city of Philadelphia are hereby authorized and directed to appoint two additional assessors for all that portion of the Twentieth ward of said city lying east of Broad and south of Master street, to serve until the next election of assessors.

Assessors residing within certain portion of ward to continue to act.

SECTION 2. The assessors residing within that portion of the Twentieth ward lying east of Broad and north of Master street shall continue to act as assessors of said portion until the time for which they were elected shall have expired.

Election of assessors.

SECTION 3. That at the next election of assessors the qualified voters of that portion of the Twentieth ward lying east of Broad and south of Master street shall elect two persons for assessors; and the qualified voters of that portion of said ward lying east of Broad and north of Master street shall elect two persons for assessors; and the qualified voters of that portion of said ward lying west of Broad street shall, in like manner, elect two assessors; and at all elections of such assessors each person shall vote for one assessor, and the two candidates having the highest number of votes shall be elected

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 873.

A Supplement

To an act granting a pension to Hugh Baker, of Clarion county, approved the twenty-seventh day of April, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in case the wife of Hugh Baker survives him she shall and is hereby declared to be entitled to receive the same gratuity, and payable in the same manner as is now paid to the said Hugh Baker, according to the provisions of the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 874.

An Act

To detach the farms of Amos S. Hancox and John Brown from Oil Creek township, Crawford county, and to attach them to Cherry Tree township, Venango county, for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the farms of Amos S. Hancox and John Brown, lying in Oil Creek township, Crawford county, be detached from said township and county and be attached to Chase school district, Cherry Tree township, Venango county, for school purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 875.

An Act

To correct a clerical error in the act, entitled "A supplement to an act to incorporate the Dimes Savings Institution, now Allentown Savings Institution, to increase its capital stock, and to create or extend the same."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the word "of," in the first line of the second section of said act, between the words "corporators and stockholders," be and the same is hereby changed to "or," so as to read "corporators or stockholders" instead of "corporators of stockholders."

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 876.

An Act

Relative to arbitrations in certain counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That arbitrations under the compulsory arbitration law and its supplements shall be called lay arbitrations and arbitrations under this act legal arbitrations.

Lay and legal arbitrations.

Entering rule by party a waiver of his right to appeal.

Arbitration to be lay unless opposite party elects to have same legal.

SECTION 2. That whenever a party to a suit shall, by himself or attorney, enter a rule to arbitrate the same, he shall be taken and deemed to have waived his right to appeal and trial by jury in said suit; it shall be optional with the other party to the suit, or his attorney, whether the arbitration shall be a legal or lay arbitration; and unless the opposite party, or his attorney, shall, on or before the day fixed for choosing the arbitrators, elect, by writing filed, to have a

legal arbitration, it shall be a lay arbitration as heretofore, with the right to each or either party to appeal.

SECTION 3. That if the party not entering the rule shall, as aforesaid, elect to have a legal arbitration, there shall be but one arbitrator, who shall have been duly admitted to practice law in the courts of record in the county in which the suit is pending; and the method of choosing, service of notices, length of rules and fixing times of hearing, shall be the same as under the lay or compulsory arbitration law.

To be but one arbitrator in legal arbitration
Arbitrator to be an attorney.

Method of choosing, &c.

SECTION 4. That the arbitrator shall have the same power and authority to permit the amendment of the declaration and pleadings, grant non-suits, award subpoenas and attachments against witnesses for non-attendance; to make interlocutory orders necessary for the trial of the case; to allow the names of the parties to be amended, substituted or changed, and to compel the production of books and papers to be used on the trial of said case, as judges of courts of record now have or may have, and with the same force and effect; and to punish witnesses in contempt, for non-attendance after having been duly and legally subpoenaed, by imposing upon them all the costs of the attachment awarded for their arrest; and the same may be levied of their goods and chattels, lands and tenements, without any right of exemption or stay of execution; for the collection of which said arbitrator may award execution in the name of the party aggrieved in the suit against the said witness so in contempt.

Powers and authority of arbitrator.

SECTION 5. That the hearing or trial before the arbitrator shall be proceeded in in the same manner, and governed by the same rules as trials before courts and juries, so far as the same may be appointed, and exceptions to the admission or rejection of testimony shall be taken and noted at the time of the admission or rejection thereof; and either party, at any time before the closing argument in the case, may submit written points of the law arising therein, and request the opinion of the arbitrator in writing thereon, so far as the said questions of law are raised by the facts in the case; it shall be the duty of the arbitrator to conduct the trial, and at the conclusion thereof to find and report the facts of the case in the form of a special verdict, together with the exceptions taken during the trial, to the admission or rejection of evidence; and the points of law made by the parties and his decisions or ruling thereon, and his award or finding in the case, the award and accompanying papers before mentioned shall be by him filed in the prothonotary's office within seven days after the finding thereof; upon which award, so filed, judgment shall be entered *nisi*, to become absolute if no exceptions to the ruling or decisions of law thereon or motion to set it aside, as hereinafter provided, be made or filed within twenty days after the filing of said award; if exceptions be filed to the decision or ruling of the law in the case, by the arbitrator, the same shall be in the nature of a writ of error to the common pleas or court in which the case is pending; to the decision of which, upon such exceptions, either party shall be entitled to take a writ of error to the supreme court, upon the usual conditions and restrictions.

Trial before arbitrator.

Duties of arbitrator.

Judgment upon award.

Exceptions.

Writ of error to supreme court.

Judgment to be
lien.

SECTION 6. That the judgment *nisi*, on the award, shall be and continue to be a lien until final judgment.

Arbitrator to
keep memo-
randum of pro-
ceedings.

SECTION 7. That the arbitrator shall keep a memorandum of his acts and proceedings, under and by virtue of the fourth section of this act, and file the same, with his award, at the request of either party or of his own volition.

Compensation.

SECTION 8. That as compensation for his services the arbitrator shall be entitled to receive ten dollars for the first day and six dollars for each subsequent day's service necessarily employed in the hearing and determining the case; he shall also be entitled to receive two dollars for each adjournment, upon application of either or both of the parties, at any time when no other proceedings are had; but he shall not charge or receive adjournment fees for any day when he shall charge or receive per diem compensation; which compensation shall be taxed and collected as costs in the case.

Arbitrator to be
sworn.

SECTION 9. That before entering upon his duties the arbitrator shall be sworn or affirmed to perform the duties of his appointment with fidelity; which oath or affirmation may be administered by any attorney of any court of record of this commonwealth, or by any officer having general authority to administer oaths.

For what causes
award may be
set aside.

SECTION 10. That the award may be set aside and the case referred to the same arbitrator, to be re-tried in the usual manner, not less than four nor more than ten days after said reference, for the following causes, to wit: For such misbehavior, on the part of the arbitrator, as in the opinion of the court shall invalidate the award, in which case the arbitrator shall forfeit his compensation; for testimony discovered after the trial, such as will justify the court in granting a new trial.

Rule to show
cause why
award should
not be set aside
for misbehavior

SECTION 11. That no rule to show cause why an award shall not be set aside for misbehavior, on the part of the arbitrator, shall be granted, unless the party making the motion shall state the misbehavior in writing, specifically; which statement shall be verified by the oath or affirmation of the mover or some person acquainted with the fact.

Application, &c.,
to set aside
award for after
discovered tes-
timony.

SECTION 12. That no application or motion to set aside an award for after-discovered testimony shall be entertained, or rule granted to show cause, unless the mover shall have reduced the facts which he expects to prove to writing; which statement shall be accompanied by the oath or affirmation of the mover, or some one for him, that the same are true and were not known to the party asking for the new trial at the time of the former trial, and that he expects to prove the said facts by a witness whose name and place of residence shall be given on the hearing of the rule to show cause; the said witness may be examined, and to his knowledge of the facts alleged or on depositions, at the option of the court.

When motion to
set aside award
to be made.

SECTION 13. That no motion to set aside an award shall be entertained by the court unless made within twenty days from the filing thereof in open court, if a court be in session at any time during said twenty days, if not, to a judge at chambers.

Subpoenas, exe-
cutions, &c.,
relative to.

SECTION 14. That all subpoenas, executions, attachments, rules and orders, made or awarded by the arbitrator, shall be issued by the prothonotary; and he may issue subpoenas, re-

turnable before the arbitrator, without a special order, or subpoenas may be issued by the arbitrator, in his own name.

SECTION 15. That the parties, or their attorneys, to a suit pending, or hereafter to be brought, may, by agreement in writing, amicably refer the trial and determination of the same to a legal arbitrator, and fix their own time and place of hearing, with the same force and effect and with the same incidents and rights to the parties as if the said suit had been referred by rule entered and arbitrator chosen as hereinbefore provided: *Provided*, That the provisions of this act shall only apply to the counties of Erie, Elk, Crawford and Lawrence.

Parties may refer causes to legal arbitrator by agreement.

Act where to apply.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 877.

A Supplement

To an act, entitled "An Act creating a board for the erection of a city hall in the city of Pittsburg," approved March first, one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of the seventh section of said act as provides that the whole cost of said building and appurtenances, with the furniture and fixtures and incidental expenses, exclusive of the cost of said lots, shall not exceed the sum of three hundred thousand dollars, be and the same is hereby repealed; and in lieu thereof the following provision is substituted: "That the whole cost of said buildings and appurtenances, fixtures and incidental expenses, exclusive of the cost of said lots, shall not exceed the sum of five hundred thousand dollars."

Cost of buildings, &c.

SECTION 2. That so much of the ninth section of said act as provides that the bonds that may be issued by the commissioners shall be payable at such time as said commissioners may designate, not later than January first, one thousand eight hundred and seventy-three, be and the same is hereby repealed; and in lieu thereof the following provision is substituted: "That the bonds that may be issued by said commissioners, by virtue of said section of said act, shall be payable

When bonds that may be issued by commissioners to be payable.

in five years from the first day of August, one thousand eight hundred and seventy, or in ten years from the date last above written, at the option of the commissioners."

Act to be concurred in by councils.

SECTION 3. The provisions of this act shall not be in force until concurred in by the select and common councils of the city of Pittsburg.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 878.

An Act

Supplementary to the several acts relating to the sale of liquor in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the penalty heretofore provided by the several acts relating to the sale of liquor in the county of Allegheny, to go to persons making information against dealers for illegally selling liquor, shall, in every case, be collected for and be paid to the overseers or guardians of the poor, in the manner provided in the acts to which this act is a supplement; and no portion thereof shall be paid to the person making the information or instituting the suit.

Penalty for illegal sale of liquors to be paid to overseers or guardians of poor.

In actions for penalty, copy of summons to be served on guardians or directors.

Penalty on magistrates for hearing causes before return of service of copy.

Penalty for compromising actions.

SECTION 2. That the alderman or other magistrate before whom such action for penalty shall be brought, in addition to serving a summons on the defendant, shall serve a copy thereof upon the guardians or directors of the poor aforesaid; and if such alderman or other magistrate shall proceed to hear or determine the cause of action aforesaid, before a return under oath by the officer serving the copy of said summons has been made, setting forth that the same was duly served upon the guardian or directors of the poor aforesaid, he shall be deemed guilty of a misdemeanor, and on conviction thereof, shall pay a fine in a sum not less than one hundred nor more than three hundred dollars; and if any informer or magistrate shall be engaged in settling or compromising any action as aforesaid, so as to defraud the said guardians or directors of the poor out of the penalty aforesaid, or any portion thereof, such informer

or magistrate, or both, shall be deemed guilty of a misdemeanor, and subject to like penalty.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 879.

Supplement

To an act approved the eighteenth day of February, one thousand eight hundred and seventy, entitled "An Act to provide for appointing a police justice in and for the city of Erie."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That whenever, on and after the passage of this act, any of the offences and misdemeanors mentioned in the thirtieth, thirty-first, forty-fourth, forty-sixth, forty-seventh, sixty-ninth, seventy-second, ninety-seventh, one hundred and third, when the amount stolen does not exceed ten dollars in value, one hundred and twelfth, one hundred and forty-eighth, one hundred and fifty-first and one hundred and fifty-fifth sections of the act approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty, entitled "An Act to consolidate, revise and amend the penal laws of this commonwealth," shall have been committed within the limits of the city of Erie, the police justice in and for said city shall hear and determine the same; and all actions or suits brought to redress the offences and misdemeanors aforesaid, committed within the city of Erie, shall be brought in the name of the city of Erie; and the fines and penalties shall be the same as are authorized to be imposed in the several sections aforesaid; which fine shall be received by the police justice and paid into the city treasury, to be a fund to be used towards defraying the expenses of keeping up and maintaining the police force in and for said city of Erie: *Provided however,* If the defendant or defendants shall signify his, her or their wish to be tried by a jury, then the proceedings had before the police justice shall be the same as are provided for in the act, entitled "An Act to change the mode of criminal proceedings in Erie and Union counties," approved the first

Police justice authorized to hear and determine certain offences.

How actions to be brought.

Fines and penalties.

Proceedings when defendants signify intention to be tried by jury.

day of May, Anno Domini one thousand eight hundred and sixty-one.

Force and effect
of writs and
process.

Powers of police
justice.

SECTION 2. All writs and processes issued by said police justice shall have the same force and effect as similar writs and processes issued by other courts of this commonwealth, and he shall be vested with the same powers, so far as the offences and misdemeanors cognizable before him are concerned, as other courts of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 880.

An Act

To provide for the payment of William O. Bateman, as captain of company H, Eighth cavalry regiment, Pennsylvania volunteers.

WHEREAS, William O. Bateman is excluded from the benefits of the act of April twenty-second, Anno Domini one thousand eight hundred and sixty-two, and its various supplements, relating to payment of certain military claims, because he was not commissioned for and mustered into the United States service as captain of company H, Eighth cavalry, Pennsylvania volunteers; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That he shall be allowed pay for recruiting, as captain of company H, Eighth regiment cavalry, Pennsylvania volunteers, from the twenty-fifth day of April, Anno Domini one thousand eight hundred and sixty-one, until the first day of September, Anno Domini one thousand eight hundred and sixty-one, upon due proof that he did recruit men for the said company and regiment, and performed within the said regiment the duties of his office the same as if he had been commissioned for and mustered into the said company and regiment; and that the auditor general is hereby authorized to pass the claim for the said time, and the treasurer to draw his warrant for the same: *Provided*, No greater sum shall be paid him

than will re-imburse him the money he actually expended in recruiting the men aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 881.

An Act

To incorporate the York and Dover Turnpike Road Company, in the county of York.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Englehart Melchinger, Doctor John Ahl, Henry West, Alfred Weaver, John Gerber, Joseph Hantz, James Wells, Adam Herman, John Newman, John Beeler, George D. Beeler and Jacob Gillen, or any three of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and organize a company, by the name, style and title of the York and Dover Turnpike Road Company, with power to locate and construct a turnpike road, not to exceed forty feet in width, from the point where the public road called the Carlisle road, intersects the York and Gettysburg turnpike road, in Buttstown, in West Manchester township, in said county, to a point on said Carlisle road, where the same forks, about one-fourth of a mile above the borough of Dover, on lands of Samuel Ilgenfritz, situated in Dover township, York county, with the right of using so much of said road as the said company may deem advantageous for the location of the said turnpike road, with the privilege of changing so much of said road as may be deemed necessary to shorten and improve, by a change of the location of any part or parts thereof, and to have authority to widen the same to forty feet; and so much of said roads as said company may make use of in the location and construction of said turnpike road is hereby vacated, subject to all the provisions and restrictions and with all the powers and privileges contained in an act, entitled "An Act regulating turnpike and plank road companies," approved the twentieth day of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, excepting as the same is hereby otherwise provided for.

Commissioners.

Title.

Construction of turnpike authorized.

Route.

May use and change portion of certain road.

Subject to.

- Capital stock. SECTION 2. That the capital stock of said company shall consist of eleven hundred shares of stock at twenty dollars per share: *Provided*, That said company may at any time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital so much, and so many shares, as in the opinion of said company may be necessary to complete the said turnpike road and carry out the true intent and meaning of this act: *And provided further*, That the president and managers of said company are hereby required to issue and dispose of certificates of stock of said company, at their par value, to all persons demanding said stocks of the president of the company aforesaid, and making tender of lawful money of the United States for the same, till a sufficient sum has been raised to carry out the purposes aforesaid.
- May issue and dispose of certificates. SECTION 3. That the president and managers of the said York and Dover Turnpike Company shall have power and authority to borrow any sum or sums of money, not exceeding twenty thousand dollars, to enable them to discharge the debts incurred in the construction of their said road, and enjoy the full benefit of the privileges conferred upon them by the act of assembly authorizing their incorporation, with power also to pledge and mortgage, as security for any such loan or loans, their said road, together with all their rights, powers, privileges and franchises.
- May borrow money. SECTION 4. When in the opinion of said company sufficient stock has been subscribed to place a part of said road under contract for construction, the said company shall commence the same at its north-westwardly and south-eastwardly terminus, and continue the same towards the centre, as the amount of the subscription will justify: *Provided*, That work shall commence on said road within two years from the passage of this act, and four miles of said road shall be completed within four years after said work shall have been commenced, otherwise this act shall be null and void except so far as is necessary to settle the affairs of said company.
- Where work to be commenced. When to be commenced, &c. SECTION 5. The stockholders of said company shall in the election of officers and in the decision of all questions in the meeting of said stockholders, those present in person or by proxy shall be entitled to one vote for each share of stock held by them.
- Votes. SECTION 6. That the president and managers of said company shall have power and authority, instead of the tolls specified in the general turnpike road laws hereinbefore mentioned, to levy and collect from each and every person riding, leading, driving or hauling on or over any part of said turnpike road, not exceeding the following rates of toll per mile, and so in proportion for any greater or lesser distance: For each hog or sheep, one-quarter of a cent; for each horse or mule, rode or led, one cent; for each head of cattle, one-half of a cent; for wagons with tires of four inches wide or over, for each horse or mule drawing the same, one cent; for wagons with tires one inch and less than four inches wide, for each horse or mule drawing the same, one and one-half cents; for wagons with tires of less than three inches wide, for each
- Tolls.

horse, mule or ox drawing the same, two cents; for carriages, buggies, sulkies, carts, sleighs, sleds or any other vehicle of pleasure or burden whatsoever, whose tires or runners are less than three inches wide, for each or mule drawing the same, two cents; and whenever one mile or more of said turnpike road is made and completed, the said president and managers of said company may appoint toll-gatherers and collect the rates of toll on that part of the road in proportion to the rates of toll specified in this act.

When toll-gatherers may be appointed.

SECTION 7. That all persons using and traveling on said turnpike road, except persons going to and from funerals and passing to and from public worship on the Sabbath day, and persons going from one part of their farms to another part of the same, shall be liable to pay toll at the rates specified in this act, according to the distance they may travel on the same, notwithstanding they do not pass the toll-house; and if upon the demand by the toll-gatherer they shall refuse to pay the same, it shall be recoverable in an action of debt before a justice of the peace, as debts of like amount are now recoverable by law.

Persons liable to pay toll.

Refusal to pay.

SECTION 8. That all vehicles carrying eight thousand pounds may be charged double the rates of toll specified in this act, and one cent per mile in addition for every additional hundred pounds so carried over said turnpike road.

Tolls chargeable on vehicles carrying eight thousand pounds.

SECTION 9. That said company may make and have a common seal and alter and renew the same at pleasure.

Seal.

SECTION 10. That said company shall have the right to erect houses for the toll-gatherers on any part of said road, wheresoever the company may deem it necessary, in case said company cannot procure a suitable piece of ground by purchase for said purpose: *Provided*, Said houses shall not be erected within three hundred feet of any private building.

May erect toll houses on any part of road.

SECTION 11. That the president and managers of said company shall make and declare dividends of so much of the clear profits of the income derived from tolls, all contingent expenses and charges being first deducted, as shall appear advisable to the said president and managers, and pay to the stockholders or their legal representatives, on demand, at any time after the expiration of ten days from and after the day on which such dividend shall have been declared; but said dividends shall in no case exceed the amount of the net profits accruing from said road, so that the capital stock of said company shall never be impaired thereby.

Dividends.

SECTION 12. That should the president and directors of the turnpike road aforesaid neglect or refuse to comply with each and every condition mentioned in section two of this act, the corporate franchises of said turnpike road company are hereby declared to be forfeited.

Forfeiture.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 882.

An Act

To repeal an act, entitled "An Act authorizing the auditors and school board of Lower Saint Clair township, in Allegheny county, to levy and collect additional tax," approved March eighth, Anno Domini one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act authorizing the auditors and school board of Lower Saint Clair township, in Allegheny county, to levy and collect additional tax, approved March eighth, Anno Domini one thousand eight hundred and seventy, is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 883.

An Act

To protect ship-owners, and regulate the licensing of stevedores in Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all persons engaged in the business of stevedoring, such as taking by contract the discharging of cargoes of any description from vessels, or of loading, stowing, packing or trimming the same into vessels, shall pay annually into the state treasury the sum of two hundred dollars for a license, and give security to the amount of fifteen thousand dollars, the same to be filed as a lien in any court of common pleas in this commonwealth, as security to those employed, for all wages, emoluments due them, and as security against all damages to cargo through negligence on the part of the stevedore or his employees while engaged in discharging said cargo.

Stevedores to
pay \$200 for state
license.

To give security
for payment of
wages, &c.

SECTION 2. That within thirty days after the passage of this act each and every person engaged in the business of stevedoring, as hereinbefore mentioned, shall forward to the auditor general his application for license, and a certified copy of the bond entered by him, as mentioned in the first section of this act; and upon filing the application for license and copy of bond, the auditor general shall, if he is satisfied with the bond, grant such person a license to transact business for the period from the date of granting such license until the thirty-first day of December next ensuing; and every renewal of said license shall be for the full term of one year from first day of January.

To forward to auditor general applications for license, &c.

Auditor general to grant licenses

Terms of licenses.

SECTION 3. That the auditor general shall have printed lists of all the licensed stevedores, and furnish the same to the master warden's office at Philadelphia, the same to be distributed among the principal ship-brokers and commission houses in Philadelphia; and captains, owner or owners of vessels shall contract with any stevedore named on the list so furnished by the auditor general; and any consignee, ship broker, or others engaged in shipping or importing cargo, who shall require or specify in charter who or what person shall load or discharge a cargo, shall be held responsible for all damage done through the negligence of said stevedore.

Auditor general to furnish lists.

Captains, &c., to contract with licensed stevedores.

When consignees, &c., responsible for damages.

SECTION 4. Any person or persons who shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor, and shall be subject to a fine not exceeding five hundred dollars, or be liable to an imprisonment of not exceeding one year, or both, at the discretion of the court.

Penalty for violating provisions of act.

SECTION 5. Nothing contained in this act shall be construed to apply to persons engaged in the loading or discharging of vessels of less tonnage than three hundred tons, or vessels employed in the carrying of coal from the piers at Richmond, Philadelphia, or coastwise steamers and other vessels.

Construction.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 884.

An Act

Relating to the commencement of actions.

How actions for damages may be commenced in certain cases.

Court to award attachment.

Effect of attachment.

Act, where to apply.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in all cases of arrest for homicide or for assault and battery, resulting in great bodily harm to the person assaulted, so that his or her life is thereby imperiled, wherein the person arrested has been or shall be held to bail, and has made or shall make default, whereby his or her recognizance has been or shall be forfeited, and has fled or shall flee the jurisdiction of the court, it shall and may be lawful for the person so injured as aforesaid, his or her executors or administrators to begin his, her or their action for damages, by filing, in the proper court, a certified copy of the record in such criminal proceeding, together with an affidavit that the defendant has left or is about to leave the jurisdiction of the court; whereupon the said court shall award and issue an attachment against all and singular the goods and chattels, lands and tenements, rights and credits of the defendant, or any part thereof, within the jurisdiction of the said court; which attachment shall be served and shall have the same effect, and the proceedings thereunder against the defendant and against any garnishee or garnishees shall be the same as in cases of foreign attachment.

SECTION 2. The provisions of this act shall apply to the city and county of Philadelphia.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 885.

An Act

To validate certain proceedings in partition.

WHEREAS, Proceedings in partition of the real estate of William Richards were had in the orphans' court of Clinton

county, between Samuel Richards and Lewis Richards, upon the petition of the said Samuel Richards, the writ, notices and rules in which were served upon Griffin Rote, a trustee of the estate of Lewis Richards, appointed by the said orphans' court; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said proceedings in partition and the title of the said Samuel Richards, his heirs and assigns thereunder, shall be valid, to all intents and purposes, as if regular in all respects, and the writs, rules and notices had been served personally upon Lewis Richards, or some person legally qualified.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April; Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 885.

An Act

To authorize and direct the attorney general of the commonwealth of Pennsylvania to take proceedings to enforce certain provisions of an act, entitled "An Act relating to the Sunbury and Erie Railroad Company, and the Cleveland, Painesville and Ashtabula Railroad Company," approved May fifth, Anno Domini one thousand eight hundred and fifty-four.

WHEREAS, By an act of the general assembly of this commonwealth, entitled "An Act relating to the Sunbury and Erie Railroad Company, and the Cleveland, Painesville and Ashtabula Railroad Company," approved the fifth day of May, Anno Domini one thousand eight hundred and fifty-four, certain privileges and immunities were granted to the said Cleveland, Painesville and Ashtabula Railroad Company, upon the express terms and conditions therein set forth :

And whereas, By the first clause of the fourth section of the said act, containing some of the said terms and conditions, it is expressly provided that after the said Sunbury and Erie Railroad company shall have laid down a track of road from Sunbury to Erie, the said Cleveland, Painesville and Ashtabula Railroad Company shall not grant, furnish or allow to

any company whose railroad shall terminate at or pass through or near the city of Erie, nor to any company or companies whose road or roads shall connect with or be contiguous to such road terminating at or passing through or near the city of Erie, any facilities, privileges or advantages which are not equally granted and furnished to the Sunbury and Erie Railroad Company, nor give or furnish or permit to be given or furnished, by any agent or by any person or persons, company or companies using their road, directly or indirectly, any inducement of any kind whatever to any party to travel or to send or forward property or mail matter in either direction on or over any railroad so terminating at or passing through or near the city of Erie, or connecting or contiguous therewith, in preference to traveling or sending or forwarding such property or mail matter on or over the said Sunbury and Erie railroad :

And whereas also, It is provided by section sixth (6) of the said act, that if the said Cleveland, Painesville and Ashtabula Railroad Company shall, in any respect, knowingly and intentionally refuse or neglect to perform and comply with all and singular the terms and conditions hereinbefore recited and imposed, the fact of such refusal or neglect having been adjudged by a court of competent jurisdiction, then and in such case all the rights, privileges, powers and immunities granted to said company by this act, or intended so to be, shall forthwith cease and determine: *Provided,* That nothing herein contained shall be construed to release the Cleveland, Painesville and Ashtabula Railroad Company from liability to the Sunbury and Erie Railroad Company by reason of such refusal or neglect; but the said Sunbury and Erie Railroad Company may from time to time recover from said Cleveland, Painesville and Ashtabula Railroad Company such damages as they may sustain therefrom :

And whereas, The said Cleveland, Painesville and Ashtabula Railroad Company has recently, knowingly and intentionally, refused to comply with the terms and conditions hereinbefore recited and imposed, and has, through the Lake Shore and Michigan Southern Railway Company, with which company it is alleged it has become consolidated, notified the said Sunbury and Erie Railroad Company that after the first day of April, Anno Domini one thousand eight hundred and seventy, it will not continue to receive the coupons or parts of through tickets, entitling the holders thereof to passage over the said Cleveland, Painesville and Ashtabula railroad, between Erie and Cleveland, which may be attached to through tickets issued either by the said Sunbury and Erie Railroad Company to Chicago *via* Crestline, or from Chicago to and over the said Sunbury and Erie railroad, by the same route, in order that it may furnish inducements to parties to travel or to send or forward property or mail matter on or over railroads terminating at or passing near or through the city of Erie, or connecting or contiguous therewith, in preference to traveling or sending or forwarding such property or mail matter on or over the said Sunbury and Erie railroad; for remedy whereof,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the attorney general, on behalf of the commonwealth, to take proceedings forthwith, in any court of competent jurisdiction, by *scire facias* or otherwise, to determine whether the rights, privileges, powers and immunities granted to the said Cleveland, Painesville and Ashtabula Railroad Company have become forfeited by refusal or neglect to perform and comply with all and singular the terms and conditions upon which the same were granted; and upon the fact of such refusal or neglect being adjudged by the said court, the rights, privileges, powers and immunities granted to the said company as aforesaid shall absolutely cease and determine; upon the determination of the rights, privileges, powers and immunities granted to the said the Cleveland, Painesville and Ashtabula Railroad Company, the governor of the commonwealth is authorized and directed to take possession of or cause possession to be taken of the said railroad, and to appoint a suitable person or persons to take the charge and custody thereof until the same shall be further disposed of according to law; and the compensation of such person or persons, so appointed as aforesaid, shall not exceed the rate of ten thousand dollars per annum; it shall be the duty of such person or persons, so to be appointed by the governor, to take possession of and keep in repair and in good running order the said railroad for the accommodation of public travel and business, at rates not greater than heretofore charged, and to furnish no inducements to parties to travel or to send or forward property or mail matter on or over railroads terminating at or passing through or near the city of Erie, or connecting or contiguous therewith, in preference to persons traveling or sending or forwarding such property or mail matter on or over the said Sunbury and Erie railroad; and such person or persons, so to be appointed, shall give adequate security to cover any and all moneys that shall come into his or their hands; no action heretofore brought, or hereafter to be brought, by or against the said company, for cause of action existing before the determination of the rights, privileges, powers and immunities granted to the said company, shall abate because thereof, but the same shall be prosecuted with like force and effect as though such determination had not taken place.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 887.

A Supplement

To an act to incorporate the Germantown Cottage Company, approved
May the first, one thousand eight hundred and sixty-six.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,
That the Germantown Cottage Company is hereby authorized to change the name and title of said company to that of the Commonwealth Improvement Company, by filing, in the state department, a resolution of the stockholders, or a majority thereof, duly certified by the officers, and under the seal of the company making such change.

Authorized to
change name.

Limited as to
amount of land.

Individual lia-
bility.

Letters patent.

SECTION 2. That the said company shall at no time hold more than three thousand acres of land in this commonwealth; and that in the transaction of the business of the company the stockholders shall be individually liable for debts contracted on labor performed and materials and provisions furnished, only for the amount remaining unpaid on the stock held by them respectively; and the governor is hereby authorized to issue letters patent to the stockholders of the said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 888.

An Act

To release the Gloria Dei church, in the city of Philadelphia, a supposed escheat to the commonwealth of the estate of Mary Catharine Peterson, deceased.

WHEREAS, Mary Catharine Peterson, by her last will and testament, dated the seventeenth day of March, Anno Domini one thousand eight hundred and sixty-four, and duly probated on the second day of April, Anno Domini one thousand eight hundred and sixty-four, and remaining of record in the office

of the register of wills of Philadelphia city, in book of wills, number fifty-two, page three hundred and ninety, et cetera, devised and bequeathed all the residue and remainder of her estate, real and personal, unto her husband, Andrew J. Peterson, who has since deceased, during all the term of his natural life, and after his death to the corporation commonly known as the Swede's church of Philadelphia, otherwise called the Gloria Dei church, their successors and assigns forever:

And whereas, The said Mary Catharine Peterson died within thirty days after the execution of her said last will and testament:

And whereas, The said Mary Catharine Peterson hath died without any heirs or known kindred; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all right, title and claim which this commonwealth has or might have acquired by reason of supposed escheat or right of escheat for want of heirs or known kindred of the said Mary Catharine Peterson, or by reason of the death of the said testatrix within thirty days after the execution of the said last will and testament, be and the same is hereby released; and all claim to the said real and personal estate of the said Mary Catharine Peterson, by reason of any escheat, is hereby forever relinquished, and the same is hereby granted to and vested in the said the Gloria Dei church, their successors and assigns: *Provided,* Nothing shall affect the right of this commonwealth under the laws relative to collateral inheritance: *And provided,* That the right or interest of any individual or individuals shall not be affected thereby.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 889.

A Supplement

To the Milford and Matamoras Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

How damages
to be adjusted in
cases of dis-
agreement.

That if in the construction of said railroad any injury shall be done to private property, and the parties cannot agree upon the amount of compensation to be made to the owner or person injured, the same shall be adjusted and settled according to the provisions of the eleventh section of an act, entitled "An Act regulating railroad companies," approved February nineteenth, one thousand eight hundred and forty-nine.

Election of
directors.

First directors.

SECTION 2. That the stockholders shall annually on the first day of February, elect five directors; that Phineas Arnold, R. J. Menner, James W. Quick, John C. Westbrook and Jacob H. Demmick, shall be the first board of directors, one of whom shall be president, and they and all subsequent boards shall continue in office until their successors shall be elected.

Certificates of
stock.

SECTION 3. That the president and directors shall procure certificates of stock, which, signed by the president and treasurer, and sealed with the corporate seal, shall be delivered to each stockholder, which shall be transferable on the books of the company, and under and subject to such conditions as the by-laws may prescribe; and in every election or meeting the stockholders shall be entitled to one vote for each share of stock held by him or them.

Votes.

Where to connect
with Erie
railway.

Certain provi-
sions to enure to
benefit of, for
ninety-nine
years.

SECTION 4. That said company shall connect with the Erie railway at the railroad bridge constructed by the Erie railway, at the village of Matamoras; and that the provisions of the fifth section of the act, entitled "An Act to authorize the New York and Erie Railroad Company to construct a road in the state of Pennsylvania," approved March twenty-sixth, one thousand eight hundred and forty-six, shall enure to the benefit and be enjoyed by the Milford and Matamoras Railroad Company, their successors and assigns, for the term of ninety-nine years, as fully and to all intents and purposes as if the same had originally been enacted for the benefit of the said Milford and Matamoras Railroad Company: *Provided however*, Nothing in this act shall be construed to exonerate or relieve the New York and Erie railroad from the provisions of the fifth section of said act of March twenty-sixth, one thousand eight hundred and forty-six: *And provided further*, That said Milford and Matamoras railroad shall be completed within three years, or this act shall be null and void.

Proviso.

When to be
completed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 890.

A Supplement

To an act incorporating the city of Meadville, passed the fifteenth day of February, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the city of Meadville, as at present bounded, according to the map of Richie and Stranahan, of one thousand eight hundred and sixty-nine, shall be divided into four wards, in manner following: All that part of the said city lying north of the centre of Chestnut street and the centre of the old channel of French creek, and west of the centre of North Main street, as the same are now laid out, shall constitute the First ward. All that part of said city lying north of the centre of Chestnut street and east of the centre of North Main street, as the same are now laid out, shall constitute the Second ward. All that part of said city lying south of the centre of Chestnut street and east of the centre of Park avenue and Crab alley, as the same are now laid out, shall constitute the Third ward. All that part of said city lying west of the centre of Park avenue and Crab alley, and south of the centre of Chestnut street and the centre of the old channel of French creek, shall constitute the Fourth ward.

SECTION 2. The executive powers of said city shall be vested in a mayor, who shall be elected by the qualified voters of said city; he shall have the qualification of a member of the city council and shall hold his office for the term of one year; he shall have the criminal jurisdiction of a justice of the peace and police justice, so far as regards offences of whatever nature committed in said city, and shall have general direction of the police force; he shall preside at the meetings of the council, and give the casting vote in case of a tie; he shall be vigilant in causing the laws and ordinances of the city to be duly executed; he may call a special meeting of the council at any time, when necessary, and it shall be his duty to call a special meeting of the council at any time, on application of a majority of its members; he shall receive such compensation as the council shall fix by ordinance; should the office of mayor, at any time, become vacant, the city council shall have power to fill the vacancy by appointment, until the next municipal election.

SECTION 3. The legislative powers of said city shall be vested in one body, to be called the city council, which shall be composed of two members from each ward of said city; the qualified voters of each ward shall, at the municipal election of each year, elect one councilman who shall serve two years; members of the city council shall be legal and qualified voters of said city, and shall be inhabitants of the re-

spective wards from which they shall have been elected; where a vacancy occurs by death, resignation, removal from the ward, or otherwise, the council shall appoint a suitable person from the ward in which such vacancy occurs, having the necessary qualifications, to serve until the next municipal election, at which time councilmen shall be elected to fill vacancies for unexpired terms; the members of the city council shall be entitled to such annual compensation as they may determine: *Provided*, That the salary of each councilman shall not exceed fifty dollars per annum.

Quorum, meetings, &c., of council.

SECTION 4. A majority of the city council shall constitute a quorum; the said council shall meet at least once in each month for the transaction of business, and shall sit with open doors, and in the absence of the mayor may appoint one of their number to preside *pro tempore*; they shall make a full record of their proceedings, and provide for the preservation of the same.

Council authorized to enact ordinances, establish fire department, &c.

SECTION 5. The city council is hereby vested with full power to ordain and establish such ordinances and regulations, not repugnant to the constitution and laws of the United States and of this commonwealth, as they shall deem expedient or necessary for the good government and welfare of said city; to establish a police department, a fire department, and to establish all necessary regulations for the same; to pass ordinances for the preservation of the public peace, the suppression of vice and immorality, the promotion of the public health; and the said council shall have power:—

Authorized to lay out streets, alleys, &c.

I. To survey, lay out, enact, ordain and open such streets, lanes, alleys, courts, common sewers, culverts and drains as they may deem necessary.

To regulate streets, alleys, &c.

II. To regulate the streets, lanes, alleys, common sewers, culverts, common grounds, foot-walks, pavements, curbs, gutters, and the heights, grades, widths, slopes and forms thereof; to regulate the filling, grading and paving of the streets, lanes, alleys and courts, and to widen and straighten the same.

To pave and repair streets and alleys.

III. To pave, repair or re-pave any public street or alley, or any part thereof, which is now or may hereafter be laid out and opened in said city; to levy and collect the cost and expense of work and materials used thereof from the owners of the property bounded by and abutting on said street or alley, or part of street or alley, by an equal assessment on said property in proportion to the number of feet the same fronts on said street or alley, or part of street or alley; and on failure of said owner or owners to pay within a certain time, to be prescribed by ordinance, the said city council shall have power to direct the city attorney to file a claim or claims therefor, with ten per centum advance thereon, in the name of the city, in the court of common pleas, under the provisions of the laws relative to mechanics' liens, against the owner or reputed owner or owners, with the same effect as to extent of lien and legal proceedings and sale as in other cases under said laws; and the city shall recover costs in said proceedings, and there shall be no exemption of property from levy and sale in such cases: *Provided*, That no person or persons shall

To collect cost from owners of property abutting thereon.

Proviso.

be required to pay for the paving, repairing or re-paving of any street or alley, or part of street or alley, beyond the centre of the same.

IV. To require and direct the grading, curbing, paving and guttering of the side or foot-walks, by the owner or owners of the lots of ground respectively fronting thereon, or to cause the same to be done, on failure of the owner or owners thereof, within a certain time to be prescribed by ordinance, and to collect the cost of the work and materials, with twenty per centum advance thereon, from said owners; and on failure of said owner or owners to pay, the said city council shall have power to direct the city attorney to file a claim or claims therefor, in the name of the city, in the court of common pleas, under the provisions of the laws relative to mechanics' liens, against the owner or owners, or reputed owner or owners, with the same effect, as to extent of lien and legal proceedings, as in other cases under said laws; and the city shall recover costs in said proceedings, and there shall be no exemption of property from levy and sale in such cases.

To direct grading, &c., of side-walks.

May have grading, &c., done, and collect cost from lot-owners.

V. To prohibit and remove any obstruction in any of the streets, alleys, roads, lanes, courts or common grounds of said city, to abate any public nuisance, and to require the removal of any nuisance or offensive matter, whether in the highways or in public or private grounds; and in case of the neglect or refusal of any owner or occupier of grounds on which such nuisance or offensive matter may be to remove the same, after notice given, the city council may cause the same to be removed, using such force as may be necessary, and collect the costs thereof by suit from such owner or occupier, with twenty-five per centum advance thereon, with costs of suit, in the manner in which claims of like amount are recoverable by law, and without the right of exemption of property from levy and sale on execution.

To prohibit and remove obstructions, and abate nuisances.

VI. To regulate foundations of buildings, party walls and partition fences.

To regulate foundations, &c.

VII. To establish fire limits in said city, including such portions of the same as they shall see fit, and to prohibit the erection, within said limits, of any building whose walls are composed of other material than stone or brick, and to prohibit the erection of any addition, constructed of other material than stone or brick, to any building now erected within said limits; to prohibit the roofing of any building, within said limits, of other material than slate or metal; to regulate the construction of cornices of buildings within said limits, and the materials used in the construction of the same; and to prohibit the moving of any building within said city.

To establish fire limits, &c.

VIII. To regulate the construction of wooden buildings, chimneys, fire-places, flues and other arrangements for heating dwellings, offices, stores, factories and other buildings, or for running the machinery of factories, mills and other manufactories; and for these purposes they shall have power, by themselves, or by committee or otherwise, to enter upon any premises within said city, in the day time, and if such precautions have not been taken in said construction as are prescribed by ordinance, to require the necessary alterations to be made;

To regulate construction of wooden buildings, chimneys, &c.

and if such alterations are not made immediately after notice, they shall cause such alterations to be made, and collect the costs thereof from the owner or owners of the premises, with the addition of twenty per centum, with costs of suit, in the manner in which claims of like amount are recoverable; and there shall be no exemption of property from levy and sale in such cases.

To prohibit carrying on of offensive trades,

IX. To prohibit the carrying on of any manufacture, art, trade or occupation which may be noxious or offensive to the inhabitants of said city, and to abate the same with such force as may be necessary, and collect the costs with twenty-five per centum advance thereon, in the manner in which claims of like amount are recoverable; and there shall be no exemption of property from levy and sale in such cases.

To regulate vaults, drains, &c.

X. To regulate vaults, cess-pools, sinks, drains, the accumulations of manure, compost and the like, in stables, barns, stable yards and other places, and to prohibit the keeping of hogs within the city, or within such limits within the same as the city council may prescribe.

Interments.

XI. To prohibit the interment of deceased persons within the city limits.

To regulate running at large of animals.

XII. To prohibit and otherwise regulate the running at large of horses, cattle, sheep, swine, geese, dogs, and other animals, and to authorize their seizure and sale for the benefit of the city.

To direct killing of dogs.

XIII. To authorize and direct the killing of dogs running at large contrary to the regulations of the city.

To impose tax on cartmen, &c.

XIV. To impose a tax on all cartmen, draymen, drivers of carriages, and all other vehicles for public purposes or hire, and to limit their compensation.

To impose tax on keepers of hotels, &c.

XV. To impose a tax, not exceeding twenty-five dollars per annum, on all keepers of hotels, saloons, billiard saloons, bowling alleys or other places where distilled, vinous, malt or brewed liquors are sold by less measure than a quart.

To impose tax on circuses, &c.

XVI. To impose a tax, not exceeding fifty dollars, on each circus, menagerie, theatre, opera, concert, show or exhibition held, exhibited or performed within said city.

To provide for assessment of tax on cartmen, &c., and appoint collector.

XVII. To provide for the assessment of the tax imposed on cartmen, draymen, drivers of carriages and other vehicles for hire, on keepers of hotels, saloons, billiard saloons, bowling alleys or other places where distilled, vinous, malt or brewed liquors are sold in less measure than a quart, on circuses, menageries, theatres, operas, concerts, shows and exhibitions, and to appoint a collector thereof, who, upon receiving authority directing him thereto, shall proceed to collect said tax, and in so doing he shall have power, on neglect or refusal of any person to pay the tax so assessed against him, to levy such amount by distress and sale of the goods and chattels of such delinquent, giving five days' public notice of such sale by written or printed advertisement; and there shall be no exemption of property from levy and sale in such proceedings.

Power of collector to enforce payment of tax.

To levy and collect tax on dogs.

XVIII. To levy and collect annually, in a manner to be prescribed by ordinance, a tax not to exceed five dollars, for each dog or bitch owned or kept by any person in said city.

XIX. To regulate the storage of petroleum oil, whether in tanks, vats or barrels, so as to conduce to the general safety ; to regulate the storage and sale of gunpowder, fire-works and other inflammable or dangerous articles ; to regulate and prohibit the discharging of fire-arms of any description, rockets, gunpowder and fire-works within said city, and to limit the quantities of gunpowder, fire-works, turpentine and other inflammable substances that may be kept in one place, and to prescribe such other safeguards concerning the same as may be necessary.

To regulate storage of petroleum, prohibit discharge of fire arms, &c.

XX. To regulate and prohibit the exhibition of theatres, circuses, plays, shows, mountebanks, jugglers and all other exhibitions within the limits of said city.

To regulate exhibitions within city limits.

XXI. To authorize the police to abate all houses of ill fame and to close the same, after ejecting the inmates ; and to bring all prostitutes, and persons found in said houses of ill fame, before any police magistrate, to be dealt with as provided in the ordinances and regulations of said city.

To authorize police to abate houses of ill fame, &c.

XXII. To regulate the closing of all bar-rooms, saloons and other places where distilled, vinous, malt, brewed or other liquors are sold in less measure than a quart, at such hours and on such days and occasions as they shall deem proper for the public welfare.

To regulate closing of bar rooms, &c.

XXIII. To regulate markets, and the sale of all articles of produce offered for sale in the markets of said city ; to define the bounds of said markets ; to provide stands for the sale of wood, hay, meat and other produce, and to appoint measurers and inspectors thereof, and a clerk of said markets ; to regulate the time, terms and prices, at which persons may use and occupy said markets and stands.

To regulate markets.

XXIV. To regulate annually the scales, weights and measures within the city, according to the standard of the commonwealth, and to appoint a sealer of weights and measures for that purpose.

To regulate scales, weights and measures.

XXV. To impose penalties for injuring or mutilating trees and shrubbery upon the streets and public grounds of said city, and for injuring the fences around the public grounds.

To impose penalties for injuring trees and shrubbery.

XXVI. To light the streets ; to provide a supply of water for the use of the inhabitants, and for fire purposes ; to make all needful regulations for the protection of the lamps, pipes, reservoirs and fire apparatus, and to prevent the waste of water so supplied.

To light streets, provide supply of water, &c.

XXVII. To appoint such number of policemen as shall be necessary for the maintenance of the peace, order and safety of the city and its inhabitants, and the protection of public and private property ; and to provide a lock-up house for the detention of persons committed by the proper corporate officers : *Provided*, That no person shall be confined therein for a longer period than forty-eight hours at one time.

To appoint policemen, and provide lock-up.

XXVIII. To fix the place of holding general, special and municipal elections in each of the wards of said city.

Confinement in lock-up limited.

To fix places for holding elections.

XXIX. To enter upon the lands and premises of any person or persons for the purposes authorized by this act, by themselves and their duly appointed officers and agents.

To enter upon lands.

To impose fines
for violating
ordinances, &c.

Fines and im-
prisonment lim-
ited.

Council may
pass further or-
dinances.

Fines and pen-
alties to be paid
into city treas-
ury.

Power of council
to levy tax for
city purposes.

Collection of
taxes, relative to

XXX. To impose fines, penalties and imprisonment for violations of the ordinances of said city council, and to confer upon any justice of the peace of said city, power and authority to hear and determine all complaints and charges for the violation of any ordinance of said city council, and to impose the fine, penalty and imprisonment prescribed in said ordinance: *Provided*, That no fine shall exceed one hundred dollars and no imprisonment shall exceed thirty days.

SECTION 6. The specification of the above and preceding subjects shall not exclude the said city council from passing such further ordinances as shall be necessary for the good government and general welfare of said city and its inhabitants.

SECTION 7. All fines and penalties collected by the mayor or any justice of the peace or by suit, for any offence committed within said city, shall be paid into the city treasury.

SECTION 8. The said city council shall have full power to levy and collect, annually, a tax for city purposes, not to exceed twenty-five mills on the dollar in any one year on the assessed value of taxable property, according to the rate of assessment of the same for state and county purposes, for the payment of all loans due from said city and the interest thereon, to pay the expenses of the city government, including the salaries of all officers, the cost of lighting the streets, the payment of the police and all other expenses incident to the good government of said city; said taxes shall be paid to the city treasurer by the collector without delay; duplicate tax rates and levies shall be made out by the treasurer, and after warrant issued by the mayor or city council, the collector shall proceed to collect said taxes, which shall be due on the first day of April in each year; if any person shall neglect or refuse to pay any tax for thirty days after the same shall have become due, the collector holding the duplicate wherein such tax shall be charged shall levy such amount, with costs, by distress and sale of the goods and chattels of such delinquent, giving five days' notice of such sale, by written or printed advertisement, and there shall be no exemption of property from levy and sale in such cases; the collector shall have all the powers given by law to the township collectors of county rates and levies, and shall be subject to all the penalties of said collectors; all taxes assessed upon real estate shall be a lien upon said real estate until paid; if the tax-payer neglect or refuse to pay the same, then and in that case it shall be the duty of the collector to return, on oath, of the city treasurer, that after diligent search he can discover no goods or chattels belonging to the tax-payer upon which to levy said tax; thereupon the collector shall be relieved from further responsibility, and the treasurer shall immediately cause a claim for the same to be registered in the office of the clerk of the council of said city, and the lien shall be continued until the taxes are fully paid and discharged; the treasurer shall have full power to enforce the payment of said registered taxes at any time within five years, with costs on legal proceedings, by suit in the nature of *scire facias*, in the court of common pleas, in which the city shall

be plaintiff and the tax-payer defendant, as owner or reputed owner; and a copy of said registry, filed in the office of the prothonotary of said court, shall be sufficient to warrant judgment for want of an affidavit of defence; and the said real estate may be sold on said proceedings, although aliened by the tax-payer for value in the meantime.

SECTION 9. The fiscal year of said city shall commence on the first Monday of January in each year.

When fiscal year to commence.

SECTION 10. At the first meeting of the city council in January of each year, after the councilmen elect shall have taken their seats, the said council shall appoint a clerk, treasurer, attorney, collector, street commissioner, chief of police, chief of fire department, market inspector, sealer of weights and measures, and such other officers as may be deemed necessary, who shall hold their offices for one year, or until their successors shall have been appointed; the said officers shall be subject to removal, however, at any time during said term, by a vote of a majority of the city council; the said council shall prescribe the manner of installation of said officers, their duties, amount and kind of security to be given for the faithful performance of their duties, and their compensation.

Council to appoint officers annually, prescribe their duties, &c.

SECTION 11. The city treasurer shall receive all taxes and other money due to the said city; no money shall be drawn from the treasury unless the same shall have been previously voted by the city council for the purpose for which it is to be drawn; the accounts kept by the treasurer shall exhibit all the receipts and expenditures of the city in an intelligible manner, in which the particulars of each item of charge and discharge shall appear; the treasurer shall verify his accounts to the city council once a month, if required, and at the expiration of his term shall make a detailed exhibit of his receipts and disbursements during said term; he shall not lend, pledge nor in any way use any money of said city for his private gain; and all interest accruing on the deposit and keeping of said money shall inure to the benefit of the city.

Duties of treasurer.

SECTION 12. The mayor and members of the city council shall be sworn or affirmed, by a justice of the peace, to support the constitution of the United States and of the commonwealth of Pennsylvania, and that they will discharge their duties with fidelity; they shall be subject to impeachment and removal from office for misdemeanor in office, or other sufficient cause, on charges to be preferred by ten or more voters of said city, and tried by the city council: *Provided*, That no member of the city council shall be allowed to vote in the trial of his own case.

Mayor and councilmen to be sworn.

Subject to removal for cause

SECTION 13. The mayor and members of the city council, elect, shall be sworn in, and take their seats on the first Monday of January of each year, on and after the first Monday of January, Anno Domini one thousand eight hundred and seventy-one.

When mayor and councilmen elect to take their seats.

SECTION 14. The municipal election of said city shall be held at the time appointed by law for holding the general state election in each year; and all persons entitled to vote for members of the state legislature, who shall have resided in said city for

Municipal election, when to be held, and who may vote thereat.

the period of one year immediately preceding any municipal election, shall be entitled to vote at said election.

Assessment and
collection of
street damages
and contribu-
tions, relative to

SECTION 15. Whenever the city council shall have laid out and opened or be about to open any street, alley, or part of street or alley, or to widen, straighten or extend the same, it shall be the duty of the said council to appoint five disinterested freeholders of said city, who, after being duly sworn or affirmed to perform their duties, under this act, with impartiality and fidelity, and after notice to the property owners along said street or alley, by at least six written or printed handbills posted in public places on said street or alley, shall proceed to view the premises through which said street or alley passes, having regard both to the advantages and disadvantages caused to the several properties along the line of said street or alley by the opening, extending, widening or straightening of the same, as the case may be, and shall assess and allow, to all persons injured thereby, such damages as they shall have sustained, respectively, over and above all advantages; and shall also make assessments for contribution upon all such properties as shall be benefited by the opening, extending, widening or straightening of said street or alley, of such sums, respectively, as they may have been benefited over and above all disadvantages; the said viewers shall make a report of their proceedings in writing, signed by a majority of them, to the said council, at their next regular meeting after such view shall have been held, or at such later time as the council may specially designate, describing the properties upon which assessments have been made respectively, stating whether for contribution or for damages, and the amounts respectively; for said service each of said viewers shall receive two dollars per day for the time necessarily spent; at the next regular meeting, after the filing of the report of viewers, the city council shall hear all parties interested therein, and shall approve or modify, and confirm said report, which confirmation shall be final and conclusive upon all parties; and the said council may proceed to collect all assessments for contribution in the same manner in which other debts of like amount, due to the said city, are by law collectible, and the amount of damages awarded: *Provided*, That if any person should not be willing to receive the amount fixed by said council, in full of his or her damages, or if any person should be unwilling to pay the amount of his or her assessment, such person shall have the right to appeal from said report of viewers and the confirmation thereof by the council, to the court of quarter sessions of Crawford county, by making known his or her intention to the city clerk within twenty days from the said confirmation by the city council; and the said city clerk shall enter upon the records the time when such appeal was taken, and make out a full transcript of all the proceedings, and file the same within ten days thereafter, with the clerk of the said court; it shall be the duty of the court, at the term to which the appeal aforesaid is taken, to make an order naming a certain day, during the succeeding term, for the final disposition of said appeal, notice of which shall be served on the mayor of said city at least ten days before said appeal is to be determined;

the court may hear testimony and examine witnesses concerning the amount of said damages and contributions, and may either approve the action of the city council, or diminish or increase the amount, as they shall see fit; the decree of the said court shall be final and conclusive, and said amounts so ascertained shall be paid and collected as aforesaid; if the appellant or appellants should not recover an amount greater than that allowed by the said report, as confirmed by the city council, or shall not diminish the amount so assessed for contribution, then the said appellant or appellants shall pay all costs of said appeal.

SECTION 16. The policemen and constables of the city shall have power to arrest, with or without warrant, any person charged with the violation of any city law, ordinance or regulation to which a fine or imprisonment is attached, and take such person forthwith before any police magistrate, to be dealt with as required by the ordinances and regulations of said city.

Powers of policemen and constables.

SECTION 17. The city council shall have power at any time to borrow, for the use of the said city, any sum or sums of money they may deem necessary, and to issue certificates of loan for the amount so borrowed, to the person lending the same, with or without coupons attached; and the said certificates, signed by the mayor of said city and attested by the city clerk, shall be binding and obligatory on the said corporation: *Provided*, That the whole amount so borrowed, including the present indebtedness of said city, shall at no time exceed one hundred thousand dollars: *And provided*, That all loans shall be made subject to the restrictions and provisions of section five of the act of the fifteenth of February, Anno Domini one thousand eight hundred and sixty-six, entitled "An Act to incorporate the city of Meadville," regulating the issuing of bonds by said city and the time and manner of the payment of the same.

Council may borrow money and issue certificates of loan.

Loans to be made subject to certain restrictions and provisions.

SECTION 18. All ordinances passed by a majority of the city council shall be presented to the mayor for his approval, and if approved by him shall become a law, and if not approved by him he shall return it, with his objections, to the council, and the council shall proceed to re-consider the same, and if approved by two-thirds of the council it shall become a law; if the mayor retain any ordinance longer than ten days it shall become a law the same as if approved by him.

How ordinances to become laws.

SECTION 19. The said city council shall cause a draft or plan of the streets, alleys, lanes, courts and public grounds of said city to be made, with all explanations necessary to a full understanding of the same; which draft or plan shall be kept by the clerk and shall be open to public inspection.

Council to cause plan of streets, &c., to be made.

SECTION 20. No ordinance, regulation or other general law of said city shall take effect until the same shall have been published by at least twelve handbills posted in the most public places in said city.

Ordinances not to take effect until published

SECTION 21. So much of section eight of the act of the fifteenth of February, Anno Domini one thousand eight hundred and sixty-six, entitled "An Act to incorporate the city of Meadville," as requires that all laws, ordinances and regu-

Repeal of portion of act of incorporation.

lations of said city shall be filed with the recorder of deeds and be recorded, is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 891.

A Supplement

To the act for the relief of John Hower, late collector of bounty tax for the township of Lewis, in the county of Union, approved February —, one thousand eight hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditors directed by the bill to which this is a supplement, to audit and adjust the claim of John Hower, late collector of bounty tax for the township of Lewis, be and they are hereby directed and required to audit and adjust the expenses necessarily incurred by him in the conduct of the suit brought by Jacob Hilbish against him, as well as the costs, as provided in the bill to which this is a supplement, and the amount found due him shall be collected and paid to him in the same manner as is now provided for the payment of the costs of said suit.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 892.

An Act

To extend the term of mercantile appraiser in the county of Fayette.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the term of mercantile appraiser for the county of Fayette shall be three years; and so much of any and all acts of assembly as require the commissioners of said county to appoint a mercantile appraiser annually is hereby repealed: *Provided,* That the first appointment under this act shall be made at the time required by existing laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 893.

A Further Supplement

To an act, entitled "A supplement (approved the tenth day of March, Anno Domini one thousand eight hundred and sixty-seven) to an act empowering the Lutheran congregation of the old Goshenhoppen church, in Upper Salford township, in Montgomery county, to collect their outstanding debts," approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and thirty-nine.

WHEREAS, It is impossible to ascertain who the members of Preamble. the Moravian School Association are:

And whereas, In consequence of which, the act approved the tenth day of March, Anno Domini one thousand eight hundred and sixty-seven, entitled "A supplement to an act empowering the Lutheran congregation of the old Goshenhoppen church, in Upper Salford township, in Montgomery county, to collect their outstanding debts, approved the twenty-fifth day of March, Anno Domini one thousand eight hundred and thirty-nine," is ineffective:

And whereas, It is desirable that the property of said school association be sold, and that the money realized therefrom be appropriated to school purposes as was the true intent of the grantor of said lands; therefore,

Trustees appointed.

To sell lands, and pay money into treasury of Oley academy.

Proviso.

Repeal.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Daniel Wiest, Jacob Hoch and Nathan De Turk are hereby appointed and constituted the trustees of the Moravian School Association in Berks county, and they are hereby authorized and required to sell and convey in fee simple for the best price to be had, the lands and tenements now owned by the said school association, and pay the purchase money therefor, together with all other moneys belonging to the said association, into the treasury of the Oley academy of Berks county, to be used and appropriated by the said academy for the purposes for which it was created: *Provided however,* That in case said academy should at any time cease to exist or discontinue its legitimate operations, then this money so received by it shall be paid by it to the Oley school district in said county, as now constituted.

SECTION 2. That all acts and parts of acts in conflict herewith be and are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 894.

Supplement

To an act, entitled "An Act to incorporate the Scotland and Mont Alto Railroad Company," approved the third day of May, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the rights, powers and privileges conferred upon the Bethlehem Railroad Company, by an act approved on the first day of May, Anno Domini one thousand eight hundred and sixty-one, and the several supplements thereto, so far as they are applicable, be and the same are hereby extended to the

Scotland and Mont Alto Railroad Company: *Provided*, That no railroad shall be built by said company outside the limits of Franklin county.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 895.

An Act

To increase the fees of jurors in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the fees of jurors in Washington county shall be two dollars per day and the mileage now authorized by existing laws.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 896.

An Act

In relation to the health officer and the port physician of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the health officer in and for the port of Philadelphia, for services rendered in issuing permits or certificates of health to vessels, to the collector of the port and for other purposes, shall receive the sum of two dollars for each permit or certificate issued by him, and he is hereby authorized to employ a clerk, at a salary not exceeding twelve hundred dollars per annum; and the port physician of the city of Philadelphia shall receive the sum of six hundred dollars per annum, and one dollar for every vessel examined and health certificate furnished by him; the above payment to be made by the health officer out of the fees received by him, and which payments shall be in addition to those now received by said officers.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 897.

An Act

To authorize the Mont Alto Iron Company to construct a railroad from their iron works, in Franklin county, to a point on the Cumberland Valley railroad, at or near the town of Scotland, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Mont Alto Iron Company be and they are hereby authorized and empowered to construct and build a railroad from their iron works, in the said county of Franklin, to any point on the Cumberland Valley railroad within said county: and in the location, construction and building of the said road the said company shall have all the rights, privileges, powers and remedies which are provided by the act of the nineteenth February, one thousand eight hundred and forty-nine, entitled "An Act regulating railroad companies."

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 898.

An Act

To incorporate the National Trust Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John M. Butler, J. Frederick List, Jacob Glaser, R. W. Waln, George W. Fairman, their associates and successors, Corporators.

be and they are hereby created a body corporate and politic, by the name, style and title of the National Trust Company, Title. and by that name and title they shall be known and have perpetual succession, and be capable of suing and being sued, impleaded and being impleaded, and of buying, receiving, using Powers and privileges.

and holding, by purchase or in any other manner, property, real, personal and mixed, and of improving the same or any part thereof, in any manner whatsoever, and also of granting, selling and conveying, leasing, letting or otherwise disposing of their property, real and personal, or mixed, whether held by purchase or otherwise, and with or without improvements, and all of the products and profits of the same, in such markets and places, and at such prices and on such terms as to them shall seem advisable, and at either public or private sale, as they may think best: *Provided*, That the amount of real estate held by the said company shall not at any one time exceed five thousand acres within this commonwealth. Limitation as to real estate.

SECTION 2. That the capital stock of the said company shall be one hundred thousand dollars, with the privilege of increasing the same from time to time, as they may see fit, to two million dollars, the shares of which shall not be less than five dollars each; which capital stock or shares may be appropriated to the purposes, or any one or more of them, set forth in section one of this act, or be sold at such price or prices, and on such terms as the said company may determine, and shall not be subject to assessment or further calls. Capital stock.

SECTION 3. That the said company shall have power to create mortgages on any part or the whole of their property, real, personal and mixed, with or without coupon bonds, at a rate of interest not exceeding seven and three-tenths per centum per annum, payable annually or oftener, as they may deem fit, and may increase their resources from time to time by borrowing money upon a pledge of their property or without such pledge. May create mortgages and borrow money.

SECTION 4. That said company shall have the power to declare dividends upon their capital stock from time to time, as they may see fit, which said dividends and also the principal and interest of any loans made to or by said company may be made payable at the principal office or at such other places as they may determine. Dividends.

SECTION 5. That the stockholders shall be liable, individually, for debts contracted only to the amount remaining un- Individual liability.

May appoint its
own officers to
execute con-
tracts.

paid on the stock held by them respectively; and further, that in every case where the said company shall aid in the execution of any contract or undertaking, by loan or otherwise, it shall be lawful for the said company to take such measures as they see fit to secure the full and faithful performance of the contract or undertaking; and to this end may appoint its own officers, agents or superintendents, one or more, to execute the contract or undertaking in the place of the contractor or person or persons so aided or guaranteed, saving nevertheless to all parties their just rights, in other respects, under the contract, according to their true intent and meaning.

By-laws and
regulations.

SECTION 6. That the said company shall have power to pass such by-laws and regulations as a majority of the same shall deem necessary and proper for carrying out any of the provisions or powers herein granted or hereafter to be granted to said company: *Provided*, That the same shall not be inconsistent with the constitution or laws of the United States or of this commonwealth; the company shall have power to provide for the number and election of directors and other officers of the same and their removal, and have power to invest the said directors with any or all of the powers herein granted or hereafter to be granted to said company, and may adopt and alter a corporate seal at pleasure; all elections of the company shall be by ballot, and in every case in which a vote of the company is required each share shall be entitled to one vote.

Officers.

Seal.
Elections.

Offices and
agencies.

SECTION 7. That the principal office of said company shall be in Philadelphia, and that branch offices and agencies may be established elsewhere for the transaction of any of the business of the company.

Prohibition.

SECTION 8. That nothing herein granted shall be construed into the power of issuing the notes of said company as a bank currency.

Bonus.

SECTION 9. That the said company shall pay into the treasury of the state a bonus of one-half of one per centum upon the capital stock authorized, in four equal annual instalments, and a like bonus upon any increase thereof; and when the one hundred thousand dollars of capital stock herein authorized is subscribed for, and that sum fully paid in, the company shall proceed to organize.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 899.

An Act

To incorporate the Mount Pleasant and Broad Ford Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Daniel Shupe, C. S. Overholt, J. B. Jordan, William J. Hitchman, Joseph R. Stouffer, A. O. Tinsman, Israel Painter, C. P. Markle, James Neel, or a majority of them, their associates and assigns, be and they are hereby incorporated and constituted a body politic and corporate, under the name, style and title of the Mount Pleasant and Broad Ford Railroad Company, with all the rights and privileges, and subject to all the conditions and restrictions conferred or imposed by an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto.

SECTION 2. That the said railroad company is hereby authorized to construct a railroad from the borough of Mount Pleasant, in the county of Westmoreland, to Broad Ford, in the county of Fayette, or to some point in Fayette county on the line of the Pittsburg and Connellsville railroad.

SECTION 3. That the capital stock of said company shall consist of two hundred thousand dollars, which shall be divided into four thousand shares of fifty dollars each, with the privilege of increasing the same, by a vote of the stockholders, to any amount not exceeding six hundred thousand dollars; and it shall be lawful for said company to issue bonds, not exceeding thirty thousand dollars per mile for each mile of said road, bearing interest not exceeding seven per centum per annum, and secure the payment of the same by mortgage upon said road; but no bond shall be issued for a less sum than one hundred dollars: *Provided*, That the said company shall commence the construction of said railroad within two years and complete the same within five years from the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 900.

An Act

To incorporate the Montour Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That William K. Nimick, John D. Scully, Charles E. Speer, George Shiras, Jr., and George W. Cass, or any three of them, be and they are hereby appointed commissioners to open books and receive subscriptions and organize a company, by Title. the name, style and title of the Montour Railroad Company, Subject to. with all the powers and subject to all the provisions of an an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as herein otherwise provided.

Capital stock. **SECTION 2.** That the capital stock of said company shall be one hundred thousand dollars, in two thousand shares of fifty dollars each.

Authorized to construct railroad. **SECTION 3.** That the said company shall have power and authority to build and construct a single or double track railroad from the mouth of Montour's run, on the Ohio river, in the county of Allegheny, to the Pan Handle railroad, at or near Noblestown, in the said county of Allegheny, by such route as to the directors may seem advisable, and shall have May cross and connect with other railroads. authority to cross or connect with any other railroad that is now or may hereafter be constructed by authority of the state of Pennsylvania.

May increase capital stock. **SECTION 4.** That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase their capital stock to so much as in their opinion may be necessary to complete and equip the said railroad and carry out the true intent and meaning of this act; and shall be authorized to borrow money at any time. May borrow money and issue bonds. to an amount not exceeding the paid up stock, and to issue bonds therefor in sums not less than one hundred dollars each, bearing any rate of interest not exceeding seven per centum per annum, and secure the payment of the principal and interest of said bonds by a mortgage or mortgages upon the whole or any part of the road, property and franchises of said company.

When road to be commenced. **SECTION 5.** That the said road shall be commenced within three years from the date of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 901.

A Further Supplement

To an act, entitled "An Act to incorporate the Pennsylvania Company for Insurance on Lives and Granting Annuities." passed the tenth day of March, one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That at all meetings of the stockholders of said company for election of directors, and other purposes, every stockholder shall be entitled to one vote for each share of stock held by him or her. Votes.

SECTION 2. That the board of directors shall have power to amend, repeal and enact by-laws for conducting the business of the company. By-laws.

SECTION 3. That the first section of an act passed the ninth day of April, eighteen hundred and twenty-nine, entitled "A supplement to the act of which this is a further supplement," be amended by inserting the following words between "supplement" and "in," on its seventh line: or by any other; between "debt" and "Provided," on its sixteenth line: or in the notes or obligations of the United States, or any of them, or of any corporations, companies, firms, persons or person, or on deposit in any bank or savings institution; between "exceed" and "value," on its seventeenth line: exclusive of that bought in under execution upon debt and held temporarily or held in trust, and ground rents, the clear net. First section of act of 9th April, 1829, amended.

SECTION 4. That the first section of an act passed the twenty-ninth day of February, one thousand eight hundred and thirty-six, a supplement to an act of which this is a further supplement, be amended by inserting the following words between "in trust" and "to accumulate," on its fourth line: or on deposit as fully as any bank or other trust company may; between "trusts of any and every description" and "which may be committed," on its ninth and tenth lines: to become assignees in bankruptcy, to collect the income and to assume the agency or management of any property; and after "United States," on its twelfth line: or of any of them. First section of act of 9th February, 1836, amended.

SECTION 5. That the second section of said act be amended by inserting the following words between "committee of a lunatic" and "and the accounts of said company," on its eighth line: or habitual drunkard, executor, administrator or receiver, and its acceptance of any appointment as such, shall be on the conditions that it shall be legally vested with all the rights, powers and duties of the trust or office during the whole term fixed for its continuance, unless sooner discharged by a court of competent jurisdiction, for waste, mismanagement or other misconduct, duly proven, or on its own petition. Second section of said act amended.

Fifth section amended.

SECTION 6. That the fifth section of the said act be amended by striking out all after "receiver," on its third line, and adding: executor, administrator nor for the faithful performance of any duties imposed upon it whilst acting as such; but its capital stock and assets shall be taken and considered as the security intended by law whenever any security or sureties are required, and shall be absolutely liable in case of any default whatever.

Investment of moneys, relative to.

SECTION 7. That whenever said company, acting in any the aforesaid official or fiduciary capacities, shall have moneys in its hands which ought to be invested, it may invest the same in the stock or public debt of the United States or of this commonwealth or of the city of Philadelphia, or in real securities or in ground rents, with like freedom from liability as though ordered so to do by the will or other instrument creating the trust: *Provided*, That such investment be not contrary to any of its directions.

Not obliged to change investments unless directed by deed or will.

SECTION 8. That the said company, unless directed by deed or will to the contrary, or required so to do for payment of debts, expenses or pecuniary legacies, shall not be obliged to convert into cash or change any investments in stocks, loans or other securities which heretofore have or hereafter may come into its hands whilst acting in any the aforesaid official, or fiduciary capacities, if, in its discretion, such conversion would be disadvantageous.

Deposits by married women and minors.

SECTION 9. That married women and minors shall be competent to make deposits as aforesaid with the said company, and their checks, orders or receipts for the same on re-payment shall be a sufficient discharge to the said corporation; and deposits so made by any married woman or minor shall not be subject to the claim or control of the husband of such married woman, or the parent or guardian of such minor.

Repeal.

SECTION 10. That any laws or parts of laws inconsistent herewith, be and the same hereby are repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 902.

An Act

To enlarge the jurisdiction of justices of the peace in the county of Mercer.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the justices of the peace of the county of Mercer shall have concurrent jurisdiction with the court of common pleas of said county, of all causes of action arising from contract, either expressed or implied, in all cases where the sum demanded exceeds one hundred dollars, and does not exceed three hundred dollars. Civil jurisdiction enlarged.

SECTION 2. That in all actions arising before justices of the peace in said county, where the sum demanded by the plaintiff shall exceed one hundred dollars, either the plaintiff or defendant may demand a jury trial; in which case the justice shall proceed to impanel a jury of six, in the manner provided by the act of the first day of May, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to change the mode of criminal proceedings in Erie and Union counties," and the several supplements thereto; and the mode of procedure shall be the same as in said act provided, so far as may be applicable to civil proceedings; and the successful party shall be entitled to recover full costs: *Provided*, That before the defendant shall be permitted to demand a jury trial, he shall make and file an affidavit with said justice that he has a just and legal defence to the whole or a part of the plaintiff's claim, and if to a part he shall state how much the plaintiff is justly entitled to recover; and if the plaintiff shall not accept the offer of the defendant, he shall not recover costs in the event that he shall not obtain a judgment for a larger sum than the amount admitted by the defendant. Jury trials. Conditions.

SECTION 3. That before any party shall be entitled to an appeal, under the provisions of this act from the judgment of a justice, he, or his agent or attorney, shall make oath or affirmation that the appeal is not entered for the purpose of delay, but because he firmly believes injustice has been done; he shall pay all legal costs that have accrued, and enter into a recognizance, with one or more good and sufficient sureties, in a sum sufficient to cover all the costs that may hereafter accrue thereon: *Provided*, That any party to suits shall have the right to appeal, without the payment of costs aforesaid, by their making and filing with the said justice an affidavit of their inability to pay such costs by reason of poverty. Appeals regulated.

SECTION 4. In case of a jury trial under the provisions of this act, the justice shall be entitled and receive the sum of one dollar per day, in addition to the other fees allowed by law to justices of the peace. Fees.

Repeal.

SECTION 5. All laws or parts of laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 903.

An Act

Enlarging the limits of the borough of Wellsboro', in the county of Tioga.

Boundaries extended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the boundaries of the borough of Wellsboro', in the county of Tioga, be and they are hereby altered and extended in such manner that the boundary lines shall be as follows, viz: Beginning at a post and stones in the western boundary line of William Downer, at the distance of fifty-two perches south from the north-east of said Downer; thence north two and three-fourth degrees east eight hundred and four perches to a post and stone heaps; thence south eighty-seven and one-fourth degrees east to the corner of Rinchel farm; along the line of said farm, and continuing in same course, to the line of Charleston township, in all seven hundred and twenty-three perches, to a post or stone heap in said township line; thence by said township line south six hundred and forty-seven perches to a post and stones, at a point south eighty-seven degrees east from the north-east corner of A. L. Bodine; thence south eighty-seven degrees east across lands of George Thompson; along line of said A. L. Bodine, across lands of Esther Kress, deceased, to the state road, a distance of five hundred and four perches; thence southerly by the several courses of said road to a point south eighty-seven and one-fourth degrees east from the starting point first above named; thence south eighty-seven and one-fourth degrees east two hundred and fifty-six perches to the place of beginning.

Collection of taxes for year 1870.

SECTION 2. That nothing in this act contained shall be construed to effect in any manner the collection of the general taxes levied for the year one thousand eight hundred and seventy; but the same shall be collected as though this act

had not been passed, within the original boundaries of the said borough and in that part of Delmar township hereby made part of said borough.

SECTION 3. That the council of the borough of Wellsboro' shall so discriminate in laying the taxes of said borough as not to impose upon the rural portions those expenses which belong exclusively to the built up portions of said borough; shall distinguish in his returns what proportions of said borough, for which purpose the assessor of said borough shall be distinguished in his returns what properties are within agricultural or rural sections not having the benefit of expenditures for purposes exclusively belonging to the built up portions of said borough; and all lands within said agricultural or rural districts, used for the purposes of cultivation or farming, shall be assessed as farm lands.

Council to discriminate in levying taxes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 904.

An Act

As to courts in Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the judges of the several courts of Butler county are hereby required to appoint and hold, in this and each succeeding year, two special sessions for dispatch of other business than jury trials, and to cause six weeks' notice of each of said courts to be given in two or more newspapers printed in said county.

Special sessions to be held.

Notice to be given.

SECTION 2. That applications for licenses to keep taverns and eating houses in said county shall not be heard except at said special courts.

Applications for licenses.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 905.

An Act

Authorizing the borough of Hollidaysburg to increase the rate of taxation, and to transfer any surplus bounty taxes to borough fund.

Taxation for
borough pur-
poses.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Hollidaysburg be and are hereby authorized to levy and collect, annually, for borough purposes, any tax not exceeding one cent on the dollar on the valuation assessed for county purposes, as is now provided by law.

Transfer of sur-
plus bounty
funds.

SECTION 2. That any surplus bounty funds in hands of treasurer, after the payment of all obligations for which a bounty tax was levied, shall be transferred to the fund used for borough purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 906.

An Act

Authorizing the school directors of the city of Williamsport to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the city of Williamsport, in the county of Lycoming, be and they are hereby authorized to borrow any sum or sums of money not exceeding, in the aggregate, thirty thousand dollars, at a rate of interest not exceeding six per centum per annum, and to issue bonds therefor, to be used for school building purposes: *Provided*, That

the said bonds shall be exempt from taxation, under the laws of this commonwealth, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 907.

An Act

Appointing commissioners to lay out a state road from Wilcox to Williamsville, in Elk county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. J. Wilcox, Michael Widert, John March, be and they are hereby appointed commissioners to view, lay out and construct a state road leading from Wilcox, on the Philadelphia and Erie railroad, to Williamsville post office, in Elk county.

Commissioners appointed.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the court of quarter sessions of Elk county, and when so filed said draft and the record thereof shall be legal evidence in all things relating to the same; and said road shall be a public road in the same manner as other roads laid out and opened by the proper township officers.

Draft to be made and filed.

SECTION 3. That said commissioners shall have power, for the purpose aforesaid, to levy a road tax of ten mills on the dollar on all unseated lands in the townships through which said road shall pass, during the year one thousand eight hundred and seventy, and yearly thereafter; which tax shall be assessed and collected in the same manner as the supervisors in said county are authorized to do by law.

Commissioners authorized to levy tax on unseated lands.

SECTION 4. For the purpose of constructing the road hereby authorized, the said commissioners shall have power to borrow any sum of money, not exceeding ten thousand dollars, at the rate of seven per cent. per annum.

Authorized to borrow money

SECTION 5. It shall be the duty of the said commissioners, annually, to present to the court of quarter sessions of Elk county, at the second term of said court each year, a statement under oath of one or more of them, of all bonds which

To present statements to court annually.

Duty of court.

have been issued by the commissioners of said state road, which have not been redeemed, with the dates when the same will mature, and of all debts contracted which remain unpaid; also a statement of the funds in their hands, and of the taxes which have been levied and not collected, together with an estimate of the probable amount of funds which will come into their hands during the term of their said office; whereupon it shall be the duty of the said court to make an order on the said commissioners, directing them to retain for the payment of said indebtedness, and to use for no other purpose, such amount as the court shall deem necessary to insure the payment of the said bonds and other indebtedness at maturity; and the said court shall have power to enforce such order by attachment.

Quorum of commissioners.

Vacancy.

SECTION 6. That any two of the said commissioners shall be deemed a quorum and sufficient to do anything authorized to be done by this act; and in case of vacancy the court of quarter sessions of Elk county shall appoint a person or persons to supply the vacancy.

To give security

SECTION 7. The said commissioners, before entering upon the duties of their office, shall give a bond, with at least one surety, conditioned for the faithful application of all moneys received by them, and for the faithful discharge of the duties of their offices; which bond shall be approved by the court of quarter sessions of Elk county, or by one of the judges of said county, and be noted upon the docket and filed among the records of said county.

Limitation as to powers conferred.

SECTION 8. The powers and authority hereby given to the commissioners named in the first section of this act shall continue for five years and no longer.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 908.

An Act

Authorizing the transfer of the Wellsboro' academy to the Wellsboro' school district, in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the trustees of Wellsboro' academy, in the borough of Wellsboro', county of Tioga, be and they are hereby authorized to transfer, by assignment or delivery, all articles of personal property, including moneys, bills, bonds, notes, mortgages, judgments or other evidences of debt due and belonging to said Wellsboro' academy, to the school district of said borough of Wellsboro', and to transfer, by deed of quit claim or other sufficient conveyance, all real estate belonging to said Wellsboro' academy, to the said school district of Wellsboro': *Provided*, That said personal property and the interest upon said moneys, bonds, notes, et cetera, may be used to defray current expenses of the schools in said district; and the real estate and the principal sum of all said moneys, bonds, notes, judgments and mortgages shall be held for the use of said schools; but said real estate shall not be disposed of, or said principal sum reduced, except for the erection of new, or the enlargement of the present graded or union school buildings.

Trustees may transfer and convey property to school district.

Proviso.

SECTION 2. That upon the delivery, assignment and conveyance of the personal and real property referred to in the foregoing section, the said school district of Wellsboro' shall have and hold the said real and personal estate as fully and effectually as though the original instrument or evidence of indebtedness had been payable, or the original conveyance or conveyances had been made, executed or delivered to said Wellsboro' school district.

School district to hold property

SECTION 3. That it shall be the duty of the school directors, immediately upon such delivery, assignment and conveyance, to provide one or more additional departments in the schools of said borough, in which the higher English branches, mathematics and the languages may be taught, and provide a competent teacher therefor.

School directors to provide additional departments in schools

SECTION 4. That said school directors may, at their option, admit into the schools of said borough scholars who may reside outside the limits of said district, and charge therefor such rates for tuition as the said board of school directors may adopt.

May admit scholars residing outside limits of district

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 909.

An Act

Relating to the Chester Fire Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of Delaware county shall have power to issue the certificate of incorporation for the Chester Fire Insurance Company, whenever ten per centum of the capital stock of said company shall have been fully paid in cash; and the said company may then be organized and the remainder of the said stock may be received in cash, United States or state bonds, municipal securities or real estate securities, at such times, in such proportions and of such character as the board of directors may determine: *Provided, That* nothing herein contained shall exempt the said company from any bonus or taxes that it is now or hereafter may be liable by law to pay.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 910.

A Supplement

To an act, entitled "An Act for the appointment of path-masters in certain parts of Luzerne county," approved the twelfth day of March. Anno Domini one thousand eight hundred and sixty-eight. so far as relates to the township of Foster.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act of assembly, approved the twelfth day of March, Anno Domini one thousand eight hundred and sixty-eight, entitled "An Act for the appointment of path-masters, et cetera," be and the same are hereby repealed

as to Foster township; and the present path-masters of Foster township, by virtue of the appointment under which he now acts, shall continue in office until the supervisors elected at the next election shall be duly and regularly qualified to act; and that all laws not consistent herewith are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 911.

An Act

To incorporate the Uniontown and Masontown Turnpike Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That E. B. Dawson, Clark Breathing, Jasper M. Thompson, Lewis D. Beall, Robert M. Modesett, Thomas Miller, Vincent Parshall, Elias Parshall, John R. Wilson, John C. Johnson, John Wilson, Jr., Nathaniel Brownfield, A. C. Nutt, Benjamin Brown, Samuel Newcomer, George Poundstone, John Coffman and John Fritz, or any seven of them, be and they are hereby appointed commissioners to open books and receive subscriptions and organize a company, by name, style and title of the Uniontown and Masontown Turnpike Company, with power to construct a turnpike road fifty feet in width; which said road shall commence at the corner of Main street and the road leading to Thomas Miller's; thence by said road and by John C. Johnson's, J. M. Thompson's and M'Clellandtown to Masontown; and further, if it shall be deemed advisable the said turnpike may be located on the streets of any of the towns or boroughs above named, or on the sites of any existing public road or roads, or any parts thereof, with power to widen the same, as the several commissioners or company may direct, subject to all the provisions and restrictions of an act, entitled "An Act to regulate turnpike and plank road companies," approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as the same are altered or supplied by this act.

Commissioners

Title.

Construction of
turnpike au-
thorized.

Road may be,
located on
streets, &c.

Subject to.

May use county
or township
bridges.

SECTION 2. That it shall be lawful for the said company to make use of any county or any township bridge on the line of the route of their road, and also use the same.

Capital stock.

SECTION 3. That the capital stock of said company shall consist of five hundred shares at fifty dollars per share: *Provided*, That from time to time the said company, by a vote of a majority of the stockholders present at a meeting called for the purpose, may increase the capital stock as much as in their opinion may be necessary to complete said road and carry out the true intent and meaning of the act.

Tolls.

SECTION 4. That the president and managers of the said company shall have power to establish and regulate the rates of toll, not exceeding two cents per mile for each horse, mule or working cattle traveling over said road, and for cattle, horses, sheep and swine in droves, such rates as are allowed by the general laws governing turnpike companies: *Provided*, That all funerals and funeral processions, and persons passing to and from places of worship, and persons passing from one part of his, her or their farm to any other parts of the same, shall be exempt from the payment of toll; and to erect toll-gates whenever two miles of their road shall have been completed, and shall not be liable for the fractional part of a cent in making change.

When gates
may be erected.

May borrow
money and issue
bonds.

SECTION 5. That the said company shall have power to borrow money at any rate of interest not exceeding eight per centum, for the purpose of completing their road, and issue bonds therefor, and secure the same by mortgage of the road and franchises.

Commence-
ment and com-
pletion.

SECTION 6. That if said company shall not commence the construction of their said road within three years, and complete the same within eight years from the passage of this act, it shall be null and void, except so far as may be necessary to settle up the affairs of said company: *Provided*, That a completion of said road as far as Mclellandtown, or as far as Samuel Newcomer's, shall be deemed a completion of the road under the meaning and true intent of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 912.

An Act

Authorizing the county commissioners of Venango county to purchase the Oil City iron bridge, in said county.

WHEREAS, The borough of Oil City was authorized to erect Preamble.
a bridge over Oil creek, within the limits of said borough,
and collect toll from the same until the cost thereof was received;
and having built said bridge at great expense, in the most substantial manner,
and the greater portion of the debt incurred in the erection of said bridge being now paid,
and as the bridge is used by the citizens of the whole county;
therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
That the commissioners of the county of Venango shall have Commissioners authorized to purchase bridge.
full power and authority, if they shall deem it expedient and proper to exercise it, to purchase the iron bridge over Oil creek,
in the borough of Oil City, in said county, at such price as they may deem proper.

SECTION 2. The commissioners of said county shall have May borrow money.
power to borrow the money necessary to purchase said bridge,
and issue bonds therefor.

SECTION 3. That immediately after said purchase, the commissioners shall declare the bridge free of toll for all purposes To declare bridge free of toll.
thereafter.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 913.

An Act

In relation to the election of supervisors in the township of Eldred,
in the county of Schuylkill.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the qualified electors of the township of Eldred, in the county of Schuylkill, shall at the next election elect two supervisors of roads for the said township, who shall serve for one year, and until a successor shall be duly elected or appointed; the said supervisors shall be the collectors and treasurers of the road tax, and shall keep a book in which they shall charge themselves with the total amount of road tax for the year, and also with all amounts received therein, and credit himself with all paid out; and he shall take and preserve proper vouchers for all payments, and shall, annually, before proceeding to the collection of any tax, furnish the township clerk with an itemized statement of all road taxes levied for the current year, who shall charge the same to the supervisors in a book to be kept by for that purpose.

BUTLER B. STRANG, -

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 914.

An Act

To prevent the growth of noxious weeds in Tyrone and Snyder townships, Blair county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of all persons owning, possessing or occupying and holding lands in Tyrone and Snyder townships, Blair county, to endeavor to prevent the growth and spread of weeds commonly denominated as follows, to wit: Canada thistle, wild parsley, garlic and oxeye daisy.

Owners and occupiers of lands to prevent growth of certain weeds.

SECTION 2. That from and after the passage of this act it shall not be lawful for any person or persons owning, possessing or occupying and holding land or lands in either of the townships of Tyrone and Snyder, Blair county, to allow the before named weeds, or either or any of them, to mature seed on land owned or occupied by him or them.

Prohibited from allowing weeds to mature seeds.

SECTION 3. That any person or persons owning, possessing or occupying and holding any land or lands in said townships in which said weeds, or either or any of them, shall be found with matured seed, shall be deemed and taken as maintaining

To be deemed as maintaining nuisance when weeds are found with matured seeds.

a nuisance, and shall be subject to such penalties as are now imposed by law in cases of common nuisances.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 915.

An Act

Authorizing the court of common pleas of Lebanon county to appoint one or more auditors to examine accounts of former treasurers; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the judges of the court of common pleas be and they are hereby authorized to appoint one or more competent persons, whose duty it shall be to examine into the accounts of Daniel Garberich and William Tice, late treasurers of Lebanon county, with full power and authority for said auditor or auditors to examine all the books, papers, accounts and transactions between the said treasurers and the county commissioners: *Provided*, That said examinations shall be made in the presence of said treasurer, or such persons as the court may designate, and in the presence of the county commissioners and their clerk.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 916.

An Act

To authorize the school directors of the borough of Freeport, in the county of Armstrong, to borrow money for building purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Freeport, in the county of Armstrong, be and they are hereby authorized to borrow any amount of money not exceeding three thousand dollars, payable at any time not exceeding six years from the passage of this act, and to issue bonds therefor at a rate of interest not exceeding seven per centum per annum, signed by the president and secretary of the board of school directors, or by a majority of the directors of said school board, for the purpose of erecting a suitable building or buildings for school purposes in said borough, and to levy an additional building tax to that authorized by law, to pay said indebtedness at such times as they may deem expedient; and said bonds, so issued as aforesaid, shall be exempt from taxation, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 917.

An Act

Relating to the extension of borough limits in Northumberland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the number of town councilmen in each of the several boroughs of Northumberland county, to be hereafter chosen, except in the borough of Sunbury, shall be six; and they

Number of
councilmen in
boroughs.

shall be chosen according to the provisions of the fourth section of the act to define the limits and to organize the town of Bloomsburg, approved March fourth, one thousand eight hundred and seventy; and vacancies in their number shall be filled by the court of common pleas of Northumberland county, in accordance with the provisions of the fifth section of the same act.

How councilmen to be chosen.

Vacancies.

SECTION 2. That in proceedings by the burgess and town council of any borough in Northumberland county for an extension of borough limits, under the provisions of the thirtieth section of the act of third of April, one thousand eight hundred and fifty-one, entitled "An Act regulating boroughs," the petition and assent of at least two-thirds of the freehold owners of lots or out-lots, or other tracts of land, in any section which it may be proposed to annex to the borough, shall be necessary in order to authorize the admission of such section on which the petitioners and others may reside, within the borough limits.

Extension of borough limits, relative to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 918.

An Act

To incorporate the Hancock and Warfordsburg Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. Covalt, Lemuel Gordon, Ralph Edows, A. H. Stigers, George Chestnut, J. J. Kirk, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Hancock and Warfordsburg Turnpike Road Company, with the power to construct a turnpike road, commencing at the Maryland line, on the farm of George Chestnut, in the county of Fulton; thence by the nearest and best route, through Warfordsburg, to the White Oak run bridge, near Jacob Barnhard's farm, in Fulton county; and the said company may, if they deem it expedient, extend a branch to any point within the limits of said county, subject to all the pro-

Commissioners.

Title.

Construction of turnpike authorized.

Branch.

visions and restrictions of an act, approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine.

Capital stock. SECTION 2. That the capital stock of the said company shall consist of three hundred shares of fifty dollars each: *Provided*, That the company may from time to time, at a meeting of the stockholders called for that purpose, increase the capital stock to such an amount as in their judgment may be required to complete the said road.

When gates may be erected and tolls received. SECTION 3. That whenever the said company shall have finished one mile or more of said road, they shall have power to erect gates and receive tolls, agreeably to conditions and restrictions of sections twelve and thirteen of an act, approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine.

Commencement and completion. SECTION 4. That if said company shall not commence the construction of said road within two years, and complete the same within ten years from and after the passage of this act, then the same shall become null and void, except so far as may be necessary to settle up the affairs and pay the debts of said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 919.

An Act

To require the borough of Youngsville, in Warren county, to maintain a certain side-walk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the burgess and town council of the borough of Youngsville, in Warren county, are required to build and keep up and maintain, at the expense of said borough, a good and sufficient side-walk of plank or other material, along the east side of Railroad street, in said borough, along the land now owned by Hon. William Liggins, for a distance of about twenty rods north from the railroad depot: *Provided*, That this act shall be and remain

in force during the life time of the said William Liggins, and no longer.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 920.

An Act

Authorizing and requiring the Auditor General and State Treasurer to audit and settle the account of Mrs. Sarah Filler.

WHEREAS, Mrs. Sarah Filler, late of Bedford county, during the months of June and July, Anno Domini one thousand eight hundred and sixty-three, supplied the state troops, under the command of Captain William T. Horn, with boarding and lodging for which she has never received any compensation:

And whereas, The said Mrs. Sarah Filler has lately died, leaving an only daughter, Emily C. Filler; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the auditor general and state treasurer are hereby required and authorized to audit and settle the claim of Mrs. Sarah Filler, for boarding and lodging the troops under command of Captain William T. Horn, during the months of June and July, Anno Domini one thousand eight hundred and sixty-three; and the auditor general is hereby authorized to draw his warrant on the state treasurer for the amount of the said claim, and in favor of the said Emily C. Filler.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 921.

An Act

To revive a certain warrant issued for the collection of bounty taxes in Sadsbury township, Lancaster county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the warrant issued by the school directors of Sadsbury township, Lancaster county, to James L. Allen, under date of February first, Anno Domini one thousand eight hundred and sixty-six, for the collection of bounty taxes in said township, be and the same is hereby revived and continued in full force for the period of two years from the passage of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 922.

An Act

To annul the marriage contract between Daniel Lane and Ava Percy Lane, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract between Daniel Lane and Ava Percy Lane, his wife, be and the same is hereby declared null and void, and the said parties are hereby released, set free and discharged from said contract and the duties and obligations thereunder, as fully, effectually and absolutely as if said marriage contract had never been made.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 923.

An Act

To extend the time for the payment of the enrolment tax upon an act to incorporate the Miramar Iron Company, and to regulate the capital stock of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the payment of the enrolment tax upon an act to incorporate the Miramar Iron Company, be and it is hereby extended for one year from and after the approval of this act; and the capital stock of said company shall consist of one thousand shares of one hundred dollars each, which the stockholders may increase from time to time to such an amount as they may deem necessary to carry out the purposes of the corporation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 924.

An Act

To authorize the court of common pleas of Erie county to appoint poor directors for said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the judges of the court of common pleas in and for the county of Erie, be and they are hereby authorized and empowered to appoint three citizens of the said county to act as directors of the poor for said county, until the qualification of the directors elected at the annual election in and for the year one thousand eight hundred and seventy, with all the powers vested in the directors of the poor in and by the act,

Court authorized to appoint directors.

Powers of directors.

entitled "An Act to provide for the erection of a house for the employment and support of the in the county of Erie," approved the twenty-fourth day of January, Anno Domini one thousand eight hundred and thirty-nine.

Three directors
to be chosen at
next general
election.

Certificate of
election.

Notice to direc-
tors elect.

Classification.

One director to
be chosen an-
nually.

SECTION 2. That at the general election in and for the county of Erie, for the year one thousand eight hundred and seventy, the qualified electors of the county of Erie shall elect three reputable citizens of the said county to be directors of the poor and of the house of employment for the county of Erie, for the ensuing year; that the judges of the election of said county shall, immediately on receiving the returns from the several election districts, and casting up the number of votes therein, or within three days thereafter, certify under their hands and seals the names of the persons so elected directors, to the clerk of the court of quarter sessions of said county, who shall file the said certificate in his office, and forthwith give notice in writing to the said directors of their being elected; and the said directors shall meet at the court house in the said county, on the first Monday in November next ensuing their election, and divide themselves by lot into three classes; the place of the first to be vacated at the expiration of the first year, of the second at the expiration of the second year, and of the third at the expiration of the third year.

SECTION 3. That at the general election in and for the county of Erie, in the year one thousand eight hundred and seventy-one, one person shall be elected director of the poor in and for said county, for three years, and annually thereafter one person shall be elected director of the poor, who shall hold his office for the period of three years, so that one-third of said directors may be chosen annually.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 925.

An Act

Declaring Wilson's Fork of the Clarion river, above Wilcox, in Elk county, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Wilson Fork of the Clarion river, from the town of Wilcox, in Elk county, to where the M'Kean county line crosses said stream, be and the same is hereby declared a public highway for the passage of rafts, logs, timber and the ordinary purposes of descending navigation as necessary for lumbering purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 926.

An Act

Giving bounty on wild cat, weasels, mink, pole-cat, hawk and owl scalps.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person or persons who may kill any wild cat, weasel, mink, pole-cat, hawk or owl within the county of Union, in this commonwealth, and who shall produce the scalp or scalps of such animals so killed, having the ears thereon, before any justice of the peace in and for said county, it shall be the duty of said justice to examine such person or persons on oath or affirmation, touching the time when and place where said wild cat, weasel, mink, pole-cat, hawk or owl was or were taken and killed; and if they shall be found to have been wild animals running at large within the bounds of said county, and taken and killed therein, it shall be the duty of such justice to certify the same to the commissioners of said county, who shall immediately draw their warrants on the county treasurer for the sum of two dollars for each and every full grown wild cat and one dollar for one partly grown, and the sum of one dollar for each and every weasel, mink or pole-cat, and fifty cents for each and every hawk and owl.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 927.

An Act

To authorize the Wrightsville, York and Gettysburg Railroad Company to sell their railroad and appurtenances, property, real and personal, corporate rights and franchises, to the Pennsylvania Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Wrightsville, York and Gettysburg Railroad Company by deed, under its corporate seal, to grant, bargain, sell and convey to the Pennsylvania Railroad Company, its successors and assigns, all and singular, its railroad and appurtenances, property, real and personal, corporate rights and franchises; and said Pennsylvania Railroad Company is hereby authorized to purchase, hold and use the same as fully and entirely as the said Wrightsville, York and Gettysburg Railroad Company are by law authorized and empowered to do: *Provided however,* That before any such sale is made, a meeting of the stockholders of said Wrightsville, York and Gettysburg Railroad Company shall be convened, and the acceptance or rejection of this act and of the sale thereunder be submitted to them, and a vote, by ballot, taken thereupon, each share entitling the holder thereof to one vote, and said ballots shall be cast in person or by proxy; and if three-fourths of all the stock of said company shall be voted to accept this act, and make such sale, the said Wrightsville, York and Gettysburg Railroad Company shall thereupon make, execute and deliver a deed for the same to the purchaser, whose title thereto shall, in all respects, be as good as the same was in the said Wrightsville, York and Gettysburg Railroad Company; and the said purchaser shall pay the purchase money to and among the stockholders of said Wrightsville, York and Gettysburg Railroad Company, in the *pro rata* proportion to which they may be entitled according to the respective number of shares of their stock therein.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 928.

An Act

To regulate the pay of the county commissioners and county auditors of Crawford county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the judges of the court of quarter sessions, in and for the county of Crawford, or a majority of them, are hereby authorized and empowered to determine what amount of compensation, if any, in addition to the pay now authorized by law, should be allowed to the county commissioners and county auditors of Crawford county, in compensation of extra services connected with the building of the present court house in said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 929.

An Act

Amending and construing an act to incorporate the Meadville Co-operative Store of Meadville, Crawford county, Pennsylvania, approved March twenty-seventh, one thousand eight hundred and sixty-nine.

WHEREAS, The Meadville Co-operative Store does not employ more than three thousand dollars capital; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act approved March twenty-seventh, one thousand eight hundred and sixty-nine, entitled "An Act to incorporate the Meadville Co-operative Store," be and the same is hereby

so construed that the instalments of bonus to be paid thereon shall be upon the capital stock of three thousand dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 930.

An Act

To regulate the construction of bridges over the Ohio river, within the bounds of this commonwealth.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

How spans or
arches to be con-
structed.

Piers not to im-
pair navigation.

Persons propos-
ing to erect
bridges to sub-
mit plans and
maps to Coal
Exchange, Pitts-
burg city.

That hereafter it shall be unlawful for any person or persons, company or corporation to build, erect, construct or maintain any bridge or structure over or across the Ohio river, within the bounds of this commonwealth, with spans or arches of less than five hundred feet in the clear, and not less than ninety feet above low water mark; and no pier of any such bridge shall be so placed as to obstruct the main channel, or impair or injuriously modify the navigation of said river; and in order to secure compliance with these conditions, any person or persons, company or corporation hereafter proposing to erect or construct any such bridges aforesaid, shall submit to the Coal Exchange of the city of Pittsburg, a plan of the proposed bridge, with a detailed map of the river at the proposed site of such bridge, and for the distance of a mile above and below the site, exhibiting the depth and currents at all points of the same, together with all other information, touching such bridge and river, as may be deemed requisite by said coal exchange, to determine whether such bridge, when built, will conform to the prescribed conditions of this act, and not obstruct, impair or injuriously modify the navigation of said river.

Plans and maps
to be referred to
committee of
pilots.

SECTION 2. That the Coal Exchange of the city of Pittsburg, upon receiving such plan and maps, and other information, shall refer the same to a committee of not less than three pilots, well acquainted with the navigation of the river over which the bridge is to be constructed, to examine the same, and if they shall report that a bridge built on such plan, at

the site proposed, will conform to the prescribed conditions of this act, and will not obstruct, impair or injuriously modify the navigation of the river, then such person or persons, company or corporation aforesaid shall be notified that the same has been approved by the said coal exchange, and that they may proceed to the erection of the proposed bridge, conforming strictly to the approved plan and location; and until they receive such notice it shall be unlawful for them to proceed in the erection of said bridge.

Upon approval thereof, persons to be notified.

SECTION 3. That any violation of any of the provisions of this act shall subject the offender or offenders to a penalty of five hundred thousand dollars, to be recovered by indictment or action of debt, in the name of the commonwealth, for the use thereof, in any court having jurisdiction of the same.

Penalty for violating act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 931.

An Act

Giving bounty on fox, mink and pole-cat scalps in the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act any person or persons who may kill any fox or foxes, mink or minks, pole-cat or pole-cats, within the county of Northumberland, in this commonwealth, and who shall produce the scalp or scalps of such animals so killed, having the ears thereon, before any justice of the peace in and for said county, it shall be the duty of the said justice to examine such person or persons on oath or affirmation touching the time when and place where such fox or foxes, mink or minks, pole-cat or pole-cats was or were taken and killed: and if they shall be found to have been wild animals running at large within the bounds of said county, and taken and killed therein, it shall be the duty of such justice to certify the same to the commissioners of said county, who shall immediately draw their warrants on the county treasurer for the sum of two dollars and fifty cents for each and every fox scalp, and for each and every mink or

Premiums to be paid for destruction of certain animals.

pole-cat scalp the sum of one dollar, and it shall be the duty of such treasurer and he is hereby directed to pay the amount of said order.

Repeal.

SECTION 2. All acts at any time heretofore passed which are inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 932.

A Supplement

To an act to incorporate the Safe Deposit Company of Pittsburg, authorizing it to act in a fiduciary capacity.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

May hold property on deposit and in trust, purchase same, &c.

That the Safe Deposit Company of Pittsburg is hereby authorized to hold on deposit and in trust, estate, real and personal, including the notes, bonds, obligations and accounts of states, corporations, companies and individuals, and the same to purchase, collect, adjust and settle, and also to sell and dispose thereof, in any market in the United States or elsewhere, without proceeding in law or equity, and for such price and at such times as may be agreed upon between said company and parties contracting therewith; and the said company is also hereby authorized and empowered to act as executor, administrator, guardian, trustee, agent or committee of any person or estate, either by direct appointment from such person or by appointment from any court of this, or any other state, or of the United States; and also to act as agent for the purpose of issuing or countersigning the certificates of bonds or other obligations of any corporation, association, municipality, state or public authority, and to receive and manage any sinking fund therefor on such terms as may be agreed upon; and also to accept and execute any other trusts not inconsistent with the laws of this state.

May accept appointments of trust.

Capital stock security for faithful performance of duties.

SECTION 2. That when any court, register of wills, individual, corporation, association, state or municipality shall appoint the Safe Deposit Company of Pittsburg a receiver, assignee, guardian, executor, administrator, committee or other trustee or agent, or shall order the deposit of any moneys with said

company, and said company shall receive and accept such office or appointment, the capital stock of said company, as paid in, shall be taken and considered as the security required by law for the faithful performance of the duties of such appointments as aforesaid, and shall be absolutely liable in case of any default whatever.

SECTION 3. That any executor, administrator, guardian or other trustee, having the custody or control of any bonds, stocks, securities or other valuables belonging to others, shall be authorized to deposit the same for safe keeping with said company, and pay the regular charges therefor.

Executors, &c.,
may deposit
valuables with.

SECTION 4. That when any court shall appoint the Safe Deposit Company of Pittsburg a receiver, assignee, guardian, executor or administrator or other trustee, or shall order the deposit of any moneys with said company, such court, if it deems it necessary, may from time to time appoint a suitable person to investigate the affairs and management of said company, who shall report to such court the manner in which its investments are made and the security afforded to those by or for whom its engagements are held; or the court may, if deemed necessary, examine the affairs of said company under oath or affirmation as to the security aforesaid.

Court may ap-
point persons to
investigate
affairs and man-
agement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 933.

An Act

To extend the time so as to allow the county of Bradford to vote upon the provisions of an act, entitled "An Act to provide for the erection of a house for the employment and support of the poor for the county of Bradford," approved May first, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the county of Bradford are hereby authorized and empowered to vote at the next general election, for or against the erection of a county poor house, under the provisions of an act approved May first, one thousand eight hundred and sixty-one, entitled "An Act to provide for the

Electors may
vote for or
against poor
house.

erection of a house for the employment and support of the poor in the county of Bradford."

Certain persons
to act as com-
missioners.

SECTION 2. That William Kingsley, B. Laporte, C. F. Nichols, L. P. Stalford, George Dunham, William B. Stevens, Uriah Terry, William Bunyon, Robert F. Redington, Daniel F. Pomeroy, George S. Lauman, John F. Overshire, John M'Queen, James M'Farland and Benjamin Kuykendall shall be and are hereby authorized and required to act as commissioners under the provisions of the act to which this is a supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 934.

An Act

Repealing the act, entitled "An Act relative to the assessment of taxes in the county of Delaware," approved the twentieth day of April, one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of April twentieth, Anno Domini one thousand eight hundred and fifty-four, relative to the assessment of taxes for school and road purposes in the township of Middleton, and entitled "An Act relative to the assessment of taxes in the county of Delaware," be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 935.

A Supplement

To the act, entitled "An Act giving a bounty on fox scalps in the counties of Dauphin and Cumberland," approved March twenty-seven, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the bounty to be Premium. paid by the counties of Dauphin and Cumberland, for the scalp of a full grown fox, shall be one dollar and fifty cents, and for the scalp of a half-grown fox, one dollar.

SECTION 2. That all laws inconsistent with this act be and Repeal. the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 936.

An Act

Relative to the taxation of dogs in the township of Wrightstown, in the county of Bucks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the assessors of the township of Wrightstown, in the county of Bucks, are hereby required, in making the assessments, annually, in and for said township, for county purposes, to enter on the assessment rolls, under the name of the proper owner or possessor, every dog or bitch kept in such township by such person. Duty of assessors.

SECTION 2. Hereafter the board of school directors of said township are hereby authorized and required, annually, to assess, levy and collect for school purposes, in the same man- School directors to assess tax.

ner as the school taxes, the sum of two and one-half dollars for every such dog or bitch so kept therein as aforesaid.

Tax to be assessed against owners. SECTION 3. Said tax shall be assessed, levied and collected severally against the owners or possessors of the dogs or bitches aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 937.

An Act

To prevent burial of the dead in the grave-yard of the Lutheran church in the borough of Lewisburg, and authorizing the removal of the dead now buried in the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful to bury the dead in the grave-yard attached to the Lutheran church, situate on Third street, in the borough of Lewisburg; and the authorities of said church are hereby authorized to remove the dead now buried in said grave-yard, to the cemetery at Lewisburg, or such other place as may be designated by friends or relatives of the deceased: *Provided,* That the expense of any removal beyond the boundaries of the borough shall be at the expense of the persons desiring such removal: *And provided further,* That no removal shall be made without the assent of the relatives of the deceased, if the same be residents of the county of Union.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 938.

An Act

Supplementary to an act incorporating the borough of Easton, in the county of Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the second section of the act of assembly approved April second, one thousand eight hundred and sixty-nine, as limits the amount of money the corporation of the borough of Easton is authorized to borrow to the sum of fifty thousand dollars be and the same is hereby repealed; and the said corporation is hereby authorized to increase its indebtedness, for the purposes specified in said act, to the sum of one hundred thousand dollars.

Increase of borough indebtedness, relative to.

SECTION 2. The compensation of the treasurer of said borough for the present fiscal year, and for each year hereafter, shall be five hundred dollars, three hundred of which shall be appropriated out of the taxes collected for borough purposes, and two hundred dollars out of the taxes collected for school purposes in said borough.

Compensation of treasurer.

SECTION 3. That all acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed, so far as relates to the borough of Easton, in the county of Northampton.

Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 939.

An Act

Supplementary to an act, entitled "An Act for erecting a free bridge over Stony creek, at Johnstown," approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the charter for the erecting of a free bridge over Stony creek, at Johnstown, approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby extended for two years from the thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 940.

A Further Supplement

To the act incorporating the borough of Washington, Washington county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be lawful for the chief burgess or other principal corporate officer of the borough of Washington, in the county of Washington, to impose a fine not exceeding ten dollars, and to commit to the jail of the county for a period not exceeding thirty days, all persons guilty of vagrancy or disorderly conduct, or breaches of the peace.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 941.

An Act

To incorporate the Gibsonburg and Hubbard's Corners Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Jermin, Jabez Smith, Philander Vail, Sumner Hubbard, Philo Lee, Thomas M'Laughlin and Isaac Case, or any five of them, be and they are hereby appointed commissioners, to open books and receive subscriptions and organize a company, by the name, style and title of the Gibsonburg and Hubbard's Corners Turnpike Road Company, with power to construct a turnpike road, partly clay or partly clay and stone, or all or either, from the borough of Gibsonburg to Hubbard's Corners, on or near the Rush Brook road, with full power to change the location of said road whenever the same may become necessary, subject to all the provisions and restrictions of an act regulating turnpike and plank road companies, passed January twenty-sixth, one thousand eight hundred and forty-nine, and are authorized to charge the same tolls as are provided in said act.

Commissioners.

Title.

Construction of turnpike authorized.

Subject to.

SECTION 2. That the capital stock of said company shall consist of two hundred and twenty shares of twenty-five dollars each: *Provided,* That the said company may from time to time, at a meeting of the stockholders called for that purpose, increase their capital stock to such an amount as in their opinion may be required to finish said road according to the true intent and meaning of this act.

Capital stock.

SECTION 3. That if said company shall not commence the construction of the said road within three years and finish the same within six years thereafter, this act shall be null and void, except so far as may be necessary to settle up the affairs and pay the debts of the company.

Commencement and completion.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 942.

An Act

To amend the act incorporating the city of Lock Haven.

Alteration of
boundaries of
wards, relative
to.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act no change or alterations in any of the lines or boundaries of any of the wards in the city of Lock Haven shall be made oftener than once in five years; and further, that before any change whatsoever can or shall be made in any of the boundary lines of any of the wards in said city of Lock Haven, the resolution proposing such change must be adopted by a vote of two-thirds of all the members of the city council, at some regular meeting thereof; which resolution must and shall then be submitted to the city council, for approval or rejection, at the first regular meeting thereof held after the installation of the members of the council elected at the first general election succeeding the passage of such resolution; and if such resolution, so to be submitted to the city council, shall receive the votes of two-thirds of all the members thereof, in favor of its approval, it shall take effect immediately, otherwise it shall have no force or effect.

Repeal.

SECTION 2. That so much of the act incorporating the city of Lock Haven, approved March, Anno Domini one thousand eight hundred and seventy, as is contrary to the provisions of this act, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 943.

An Act

Authorizing the qualified voters of South Huntingdon township, Westmoreland county, to elect two additional supervisors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter the qualified voters of the township of South Huntingdon, in the county of Westmoreland, shall, at the time and in the manner provided by law, elect four supervisors of roads in said township, instead of two, with the same powers, duties and responsibilities provided by existing laws.

Election of four supervisors authorized.

SECTION 2. That the said supervisors first elected under the provisions of this act shall divide the said township into four separate districts, and that each district, in all subsequent elections for supervisors, shall be entitled to have one elected therein; and that each supervisor so elected shall be entitled to a duplicate containing the names and amount of tax so levied in his district, and shall be paid for his services by the district in which he resides.

Districting, of township, &c., relative to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 944.

An Act

To incorporate the Herald Printing Company of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That D. O'Neill, A. W. Rook, Col. J. I. Nevin, M. F. Egan, J. F. Campbell, E. M. O'Neill and W. C. Smith, and their successors, are hereby constituted a body politic, under the name, style and title of the Herald Printing Company of Pittsburg, with a capital of fifty thousand dollars, to be divided into five hundred shares of the value of one hundred dollars each, with the privilege to increase the same by a vote of the stockholders, at an annual or special meeting, to one hundred thousand dollars, and with authority to have and use a common seal, the same to change at pleasure, and by the style and title aforesaid, shall be capable in law to sue and be sued; and the said association may make all needful rules, regulations and by-laws, for the management of the business of the corporation, and upon filing a duly approved certificate of the president and directors of said company in the office of the secretary of the commonwealth, may change the name of said corporation. The affairs of the company shall be managed by a board of five directors, who shall choose one of

Corporators.

Title.

Capital.

Privileges.

Change of name.

Directors.

Election.	their number president, and another secretary and treasurer ; and said directors shall be elected annually, at meetings of the stockholders called for the purpose ; and at such elections,
Votes.	each share of stock shall entitle the holder thereof to one vote, which may be cast either in person or by proxy.
Business.	SECTION 2. The business of said association shall be confined to printing and publishing, in all its branches, and the management of such real estate as they may purchase for the
May issue bonds	use of said association ; and the said association shall have power to issue bonds for the completion of improvements, at a rate of interest not exceeding seven per centum per annum, not exceeding in amount of principal the amount of the capital stock of said company, and secure the same by mortgage on the real and personal property and franchises of the corporation : <i>Provided</i> , That the said bonds shall not be issued for a less sum than one hundred dollars each, and shall be redeemable within twenty years.
Proviso.	
Certificates of stock.	SECTION 3. No certificate of stock shall be issued by said association until the full amount of the par value of the same shall be paid in cash, or in real or personal estate ; and the directors shall declare dividends annually or semi-annually, as the profits of the corporation shall warrant : <i>Provided</i> ,
Dividends.	That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law : <i>Provided</i> , That nothing in this act contained shall in any wise conflict or interfere with the rights at law or in equity of the heirs and legal representatives of J. Herron Foster, deceased.
Proviso.	
Proviso.	

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 945.

An Act

To exempt from taxation the United American Mechanics' hall, at Manayunk.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate of the United American Mechanics' Hall Association, situate at the north-east corner of Main and Jack-

son streets, Manayunk, now part of the Twenty-first ward, city of Philadelphia, be and the same is hereby exempted from taxation, except for state purposes, so long as the same shall continue to be occupied by the said corporation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 946.

An Act

To authorize an additional law judge of the court of common pleas for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the qualified electors of the city and county of Philadelphia shall, at the general election to be held on the second Tuesday of October, Anno Domini one thousand eight hundred and seventy, and thereafter at such time and times as are or may be prescribed by the constitution and laws of this commonwealth, elect one additional associate law judge of the court of common pleas for said city, who shall have and exercise all the powers and authorities, receive all the emoluments, be entitled to all the privileges, and be subject to all the restrictions and provisions affecting the other associate law judges of the said court; the judge so elected shall hold his office for ten years from the first Monday of December next.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 947.

An Act

To authorize an additional judge for the district court for the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the first Monday of December next the district court for the city and county of Philadelphia shall consist of a president and three associate judges, learned in the law ; and the qualified electors of the city and county of Philadelphia, at the general election to be held on the second Tuesday of October next, and thereafter at such time and times as as may be prescribed by the constitution and laws of this commonwealth, shall elect one additional associate judge of said court, who shall enter upon the duties of his office on the first Monday of December next ensuing, and shall hold his office for the same length of time, and shall receive the same compensation, and have the same powers, duties, rights and authority, and be subject to the same laws, in all respects, as the other judges of the said court.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 948.

An Act

Conferring certain privileges upon the Artisans' Building and Loan Association of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the funds of the Artisans' Building and Loan Association of Philadelphia shall be loaned in accordance with the general provisions of the fourth section of the act of assem-

How funds to be loaned.

bly relating to building associations: *Provided however*, That if the property offered by the highest bidder should not be considered as satisfactory security, the loan may be awarded to the second or third next highest bidder, should the security be satisfactory.

SECTION 2. That the capital stock of the said association be increased to five thousand shares. Capital stock increased.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 949.

An Act

To incorporate the Pennsylvania Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Andrew Howard, J. S. Swartz, G. B. Edwards, J. D. Welsto and J. T. Malin, their associates, successors and assigns, or a majority of them, be and they are hereby authorized to form and be a body corporate, to be known as the Pennsylvania Company, and by that name, style and title shall have perpetual succession, and all the privileges, franchises and immunities incident to a corporation, may sue and be sued, implead and be impleaded, complain and defend in all courts of law and equity, of record and otherwise, may purchase, receive, hold and enjoy, to them, their successors and assigns, all such lands, tenements, leasehold estates and hereditaments, goods and chattels, securities and estates, real, personal and mixed, of what kind and quality soever, as may be necessary to erect depots, engine houses, tracks, shops and other purposes of the said corporation, as hereafter defined by the second section of this act, and the same from time to time may sell, convey, mortgage, encumber, charge, pledge, grant, lease, sub-lease, alien and dispose of, and also make and have a common seal and the same to alter and renew at pleasure, and ordain, establish and put in execution such by-laws or ordinances, rules and regulations as may be necessary or convenient for the government of the said corporation, not being contrary to the constitution and laws of this commonwealth, and generally may do all and singular

Corporators.

Name.

Powers and privileges.

the matters and things which to them shall appertain to do for the well being of the said corporation and the management and ordering of the affairs and business of the same: *Provided*, That nothing herein contained shall be so construed as to give to the said corporation any banking privileges or franchises, or the privilege of issuing their obligations as money.

May contract for construction of works, furnish material, &c.

SECTION 2. That the corporation hereby created shall have power to contract with any person or persons, firms, corporations or any other party, howsoever formed, existing or that may hereafter exist, in any way that said parties or any of them may have authority to do, to build, construct, maintain or manage any work or works, public or private, which may tend or be designed to improve, increase, facilitate or develop trade, travel or the transportation and conveyance of freight, live stock, passengers and any other traffic, by land or water, from or to any part of the United States or the territories thereof; and the said company shall also have power and authority to supply or furnish all needful material, labor, implements, instruments and fixtures of any and every kind whatsoever, on such terms and conditions as may be agreed upon between the parties respectively; and also to purchase, erect, construct, maintain or conduct, in its own name and for its own benefit, or otherwise, any such work, public or private, as they may by law be authorized to do, (including also herein lines for telegraphic communication,) and to aid, co-operate and unite with any other company, person or firm in so doing.

May make investments in securities of other companies, aid contractors, &c.

SECTION 3. The company hereby created shall also have the power to make purchases and sales of or investments in the bonds and securities of other companies, and to make advances of money and of credit to other companies, and to aid in like manner contractors and manufacturers; and to receive and hold, on deposit or as collateral, or otherwise, any estate or property, real or personal, including the notes, obligations and accounts of individuals and companies, and the same to purchase, collect, adjust and settle, and also to pledge, sell and dispose thereof, on such terms as may be agreed on between them and the parties contracting with them; and also to endorse and guarantee the payment of the bonds and the performance of the obligations of other corporations, firms and individuals, and to assume, become responsible for, execute and carry out any contracts, leases or sub-leases made by any company to or with any other company or companies, individuals or firms whatsoever.

May enter upon lands, erect works thereon, &c.

SECTION 4. The company hereby created shall also have power to enter upon and occupy the lands of individuals or of companies, on making payment therefor or giving security according to law, for the purpose of erecting, constructing, maintaining or managing any public work, such as is provided for or mentioned in the second section of this act, and to construct and erect such works thereon, and also such buildings, improvements, structures, roads or fixtures as may be necessary or convenient for the purposes of the said company, under the powers herein granted; and to purchase, make, use and maintain any works or improvements connecting or intended

to be connected with the works of the said company; and to merge or consolidate, or unite with the said company the improvements, property and franchises of any other company or companies, on such terms and conditions as the said company may agree upon; and to fix and regulate the tolls or charges to be charged or demanded for any freight, property or passengers traveling or passing over any improvement erected, managed or owned by the said company, or on any merchandise or property transported over any road whatever by the said company, and to make, from time to time, dividends from the profits made by said company; the several railroads managed by said company shall continue taxable, as heretofore, in proportion to their length within this state respectively; and the said Pennsylvania Company shall be taxable only on the proportion of dividends on its capital stock and upon net earnings or income, only in proportion to the amount actually carried by it within the state of Pennsylvania, and all its earnings or income derived from its business beyond the limits of this commonwealth shall not be liable for taxation.

How railroads managed by, to be taxable.

How company to be taxable.

SECTION 5. The capital stock of said company shall consist of two thousand shares of the value of fifty dollars each, being one hundred thousand dollars, and with the privilege of increasing the same, by a vote of the holders of a majority of the stock present at any annual or special meeting, to such an amount as they may from time to time deem needful; and the incorporators, or a majority of them, named in the first section of this act, shall have power to open books for subscriptions at such times and places as they may deem expedient; and when not less than one thousand shares shall have been subscribed, and twenty per centum thereon shall have been paid in, the shareholders may elect not less than three nor more than nine directors to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors so elected may and they are hereby authorized and empowered to have and to exercise, in the name and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to, which liabilities are no more than for the payment, to the company, of the sums due or to become due on the shares held by them; and should the capital stock at any time be increased, the stockholders, at the time of such increase, shall be entitled to a *pro rata* share of such increase, upon the payment of the instalments thereon duly called for; and whenever an increase of capital stock is made a certificate thereof, duly executed under the corporate seal of the company, and signed by the president and secretary, shall be filed with the auditor general before the same shall be deemed to be valid.

Capital stock.

Subscriptions.

Election of directors.

Powers of directors.

Right of stockholders in case of increase of capital stock

Certificate of increase of capital stock to be filed with auditor general.

SECTION 6. The principal office of the said company shall be in the city of Pittsburgh; but the directors, under such rules and regulations as they may prescribe, may establish branches or agencies in other parts of the state, or elsewhere; all of the directors of said company shall be citizens of the United States, and reside therein.

Office.

Branches.

Directors to be citizens.

Annual election of directors.	SECTION 7. The directors shall be elected annually by the stockholders on the first Tuesday of June of each year; and they shall elect from their number, at the first meeting of the board after their election, a president, and shall also have power to elect from their number, or otherwise, a vice president, a treasurer and secretary, and such other officers, clerks and agents as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him; but no person shall be eligible as director who is not a stockholder to the amount of ten shares; at the annual or special meetings a quorum shall consist of stockholders owning at least one-half of the capital stock.
Officers, clerks and agents.	
Votes.	
Who may be director.	
Quorum.	
Annual election, how conducted, notice of, and	SECTION 8. Ten days' notice shall be given, by publication in two newspapers published in the city of Pittsburg, of the time and place of the annual election; which election shall be conducted by three stockholders, one of whom shall act as judge, and the other two as inspectors.
By-laws.	SECTION 9. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall at all times be accessible to persons transacting business with them; the said directors shall have power, by a vote of a majority of their number, at any meeting of the board, to change the name of the said corporation; and by any new name, thus adopted, upon filing with the secretary of the commonwealth and the auditor general a truly certified certificate, the said company shall have, hold and enjoy all the rights, powers, privileges and immunities hereby granted; the directors shall have power to require payment of the amount remaining unpaid on the stock of said company, at such times and in such proportions as they shall think proper; the said assessment to be made as the by-laws of said company shall direct.
Change of name.	
Payment of amount remaining unpaid on stock.	

ELISHA W. DAVIS,

Speaker of the House of Representatives *pro tem*.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 950.

An Act

To incorporate the Federal Insurance Company of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That C. Hanson Love, Charles Atwell, Doctor W. J. Langfitt, Chauncy Weeks, Samuel C. Shoyer, W. B. Anderson, N. Porter, F. M. Love, Samuel Riddle, W. M. Kennedy, James M. Hemphill, George W. Hubley, J. G. Reel, John Karns, Samuel Dyer, J. P. Henderson, J. Roher, Archibald M'Farland, Peter Peterson, E. Allison, James Wardrop, S. Merriek, Martin B. Stofer, Joseph H. Borland, Samuel Severance, S. B. Smith, J. B. Orr, C. P. Whiston, A. W. Erwin, J. C. Patterson, R. B. Megraw, Reverend James Allison and R. G. Herron, of Allegheny, Beaver and Fayette counties, are hereby appointed commissioners, who, or any five of whom, are authorized and empowered, from and after the passage of this act, to establish an insurance company, to be located in the city of Allegheny, Allegheny county, of the name and title of the Federal Insurance Company of Allegheny city, with a capital stock of one hundred thousand dollars, (\$100,000,) with the privileges of increasing the same to two hundred thousand dollars, (\$200,000;) and said company shall be organized and managed according to the provisions of an act to provide for the incorporation of insurance companies, approved the second day of April, Anno Domini (1856) one thousand eight hundred and fifty-six, except section eight of said act, and be limited to the risks designated in the first class of section seven of said act; and that section third of said act be amended, allowing the payment of the stock of this company to be made in lawful money of the United States; the first payment of five dollars on each share to be made at the time of subscription, the residue to be paid as the by-laws of the corporation shall direct.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 951.

An Act

Relative to the Karthaus Bridge and Turnpike Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the true intent and meaning of the act, entitled "A further supplement to the act, entitled 'An Act authorizing

True intent and meaning of certain acts.

the building of a turnpike road from Milesburg, in the county of Centre, past Karthaus, in Clearfield county, and Smethport, in M'Kean county, to the New York line, at or near where the Olean and Smethport road crosses said line,' approved the eleventh day of April, Anno Domini one thousand eight hundred and twenty-five;" also an act appropriating the sum of seven thousand two hundred dollars for the purpose of erecting a bridge on the line of said road over the Susquehanna river, at Karthaus, approved the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, is and shall be deemed, taken and construed to be that the said J. W. Potter, George Heckendorn, Charles Schnars, Martin Hartline, James Miller and William Holt, therein named as managers, or the majority of them, who have organized in pursuance of said act, and their successors, are and shall be a body corporate, under the name and style of the Karthaus Bridge and Turnpike Company, with all the rights and privileges and duties pertaining to bridge and turnpike companies, under the general laws of this commonwealth.

Repeat.

SECTION 2. That the third section of the said above named act of the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 952.

An Act

To increase the fees of surveyors attending as witnesses in the several courts of Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act all surveyors, attending as witnesses in the several courts of Allegheny county, shall each receive five dollars per day for each day's attendance therein, and the usual mileage: *Provided, That*

such increase shall apply only to such persons as are subpoenaed to testify as surveyors.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 953.

An Act

Relative to the canal sewer in the city of Allegheny.

WHEREAS, The city of Allegheny did, under an agreement with the Western Pennsylvania Railroad Company, construct a sewer in the bed of the Pennsylvania canal, from a point at or near Grantham street to the Allegheny river, and assessments have been made for the cost of the construction thereof on the property benefited :

And whereas, Doubts have arisen as to the validity of said assessments, the same having been made by two instead of three commissioners, and the said sewer not having been constructed in any street, lane, alley or common ground of said city ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That said sewer is hereby legalized, and the said assessments heretofore made for the cost of the construction thereof, are hereby legalized and made valid ; and those assessments yet unpaid may be collected as though made by three commissioners, and as though said sewer had been constructed in a street, lane, alley or common ground of said city.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 954.

An Act

For the establishment of public scales and for weighing hay, straw, coal, lime, et cetera, in the borough of Sharpsburg, Allegheny county.

Burgess and
council to pro-
cure two scales.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and council procure two scales, of the capacity of five tons each, for weighing coal, hay, straw, lime and such other articles as shall be hereafter directed to be weighed at said scales, in said borough, for the purpose aforesaid, yielding and paying into the borough treasurer five per centum, semi-annually, on the amount received from said scales, under oath; and the weigh-masters shall charge, for weighing coal, hay, straw, lime or other articles weighed at said scales, the fees fixed by this ordinance.

Hay sold in bo-
rough to be
weighed before
delivery.

Weigh-master
to give certifi-
cate.

Fees.

Penalty for sell-
ing hay not
weighed, &c.

SECTION 2. All coal or hay offered for sale, or which shall hereafter be sold in said borough, shall be weighed at said scales before being delivered; and it shall be the duty of the owner of such coal or hay to cause the same to be weighed as aforesaid; and it shall be the duty of the weigh-master to give a certificate thereof to said owner or his agent; and said weigh-master shall be entitled to receive therefor from said owner or agent, for each load of hay over one ton twenty-five cents, and twenty cents for each load of hay under one ton; and if any person or persons shall sell any hay within the limits of said borough, without it being first weighed and certified as aforesaid, or shall sell or offer to sell the same contrary to said certificate, he, she or they so offending shall, upon conviction, forfeit and pay for each offence a penalty of ten dollars.

Coal offered for
sale or delivered
in borough to be
weighed.

Penalty for sell-
ing coal not weigh-
ed, &c.

SECTION 3. All coal offered for sale or to be delivered in said borough shall be first duly weighed at said scales, authorized by said borough, by the weigh-master thereof, and the number of bushels in each load ascertained, at the rate of seventy-six pounds to the bushel, according to the standard fixed by the act of assembly of April sixth, Anno Domini one thousand eight hundred and fifty; and if any person or persons shall offer for sale, or sell or deliver, or receive payment for any coal which has not been first weighed as aforesaid, (also all coal bought in car load or boat and sold within the limits of said borough shall be subject to the same rules and regulations as that brought in by the wagon or cart load,) and before a certificate of such weight has been obtained from said weigh-master, or having such certificate, shall sell or dispose of said coal, or any part thereof, contrary to the weight specified or number of bushels given in said certificate, or shall offer a false certificate, or shall not, on

the delivery of the coal, also deliver the certificate thereof to the purchaser, he, she or they shall for every such offence forfeit and pay a fine not less than five nor more than twenty dollars on conviction thereof; and if said weigh-master or his deputies shall purchase any coal for trade or any other purpose other than their own use he shall forfeit a penalty of twenty dollars: *Provided*, That this section shall not apply to manufacturers who purchase by agreement, between seller and buyer, that said coal need not be weighed.

Penalty on weigh-master and deputies for purchasing for trade.

SECTION 4. For weighing coal the weigh-master shall be allowed to charge the following rates, which shall be paid at the time by the owner or possessor of the certificate given of the weight of the same: For each load containing twenty-five bushels or under, five cents; for each load containing over twenty-five bushels and not more than forty, six cents; for load containing over forty and not more than sixty, seven cents; for each load containing more than sixty bushels, eight cents; and in all cases where a load contains a fractional part of a bushel, less than half a bushel, it shall not be counted, but if over a bushel it shall be counted as one bushel.

Fees for weighing coal.

SECTION 5. For all single draughts other than coal or hay which have not been specifically provided for, the following fees shall be charged at said scales and no more: If less than one ton, five cents; if over one ton and less than two tons, ten cents; if over two tons, at the rate of five cents for each ton.

Fees for single draughts other than coal or hay.

SECTION 6. It shall be the duty of the weigh-master to make a reasonable reduction for dirt adhering to vehicles, and for moistures in hay or straw weighed at said scales.

Weigh-master to make certain reductions.

SECTION 7. All fines imposed by this ordinance shall be sued for and recovered before the burgess or any justice of the peace of said borough; and upon conviction, said fine or fines shall be paid into the borough treasury; and any person or persons neglecting or refusing to pay said fine or fines shall be dealt with according to law.

Fines.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 955.

An Act

To divorce Watson Goodrich and Julia, his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract heretofore made between Watson Goodrich and Julia, his wife, be and the same is hereby annulled and made void, and the parties released therefrom as if they had never been married, the courts of justice having no jurisdiction in the premises.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 956.

An Act

Authorizing the court of common pleas of Chester county to order the sale of a school house in West Nantmeal township, and to order the payment of a trust fund into the hands of the school directors of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the court of common pleas of Chester county be and is hereby authorized to order and decree the sale of what is known as the Allen school house, in the township of West Nantmeal, county of Chester; and further, to order and decree the payment over of the trust fund willed for the use of the said school by Patrick Denny, deceased, by the trustee into the hands of the school directors of said township; and the funds arising both from the sale and said trust fund shall be used by said school directors in erecting and maintaining a new school house in the said township.

Court authorized to decree sale of school house, &c.

How funds arising from sale, &c., to be used.

SECTION 2. And the school directors of said township are authorized and directed to remove the remains from the burial ground on which the Allen school house was erected.

School directors
to remove dead.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 957.

An Act

For the recovery of municipal charges, claims and taxes in the borough of Middletown, Dauphin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Middletown, in the county of Dauphin, shall have power to direct and require the curbing and paving of the side or foot-walks, and of the gutters of all streets, lanes, alleys and courts now opened, or which may hereafter be opened within said borough, to be done by the owner or owners of the lots of ground respectively fronting thereon, within thirty days thereafter; of which direction and requirement notice shall be given to said owners personally if they reside in said county, but if they do not reside in said county, or cannot be found therein, then said notice shall be left on the premises, and also be published once a week for four consecutive weeks in any daily or weekly newspaper published in said county.

Burgess and council may direct curbing and paving of side-walks and gutters.

Notice to lot owners.

SECTION 2. That upon said notice being given in manner aforesaid, and failure of the said owner or owners to do as directed and required within thirty days thereafter, the said burgess and town council may cause the same to be done; and the cost thereof and of giving the said notice, together with twenty per centum advance thereon, shall thenceforth be a lien on said premises, for which a claim therefor shall be filed in the court of common pleas of Dauphin county, and shall have priority to any mortgage, judgment, recognizance or other liability: *Provided*, That such claim or lien shall be filed within three months after such expense is incurred by the said borough, and shall recite the name of the owner or reputed owner of such lot or lots; and when such lots are occupied the name

Upon failure of owners to perform work, burgess and council may have same done.

Cost to be lien on premises. Claims to be filed.

or names of such occupier or occupiers shall also be recited or stated.

Proceedings for
recovery of liens

SECTION 3. That for the recovery of such lien a writ of *scire facias* shall be issued thereon in the corporate name of said borough, and the sheriff shall serve the same on the owner, if living on the premises or within the county, in like manner as in the case of a summons, otherwise by leaving a true and attested copy of said writ on a conspicuous part of the premises therein described, and by publishing a brief notice thereof in a newspaper published in said county, once a week for two weeks before the return day; or which service being made as aforesaid, the plaintiff in said suit may proceed to recover judgment, as in suits on mechanics' liens, and in like manner enforce the payment thereof.

Claims evidence
in suits.

Certain pleas
not to be allow-
ed.

SECTION 4. That such claim may, in a suit thereon, be read as *prima facie* evidence of the facts therein set forth; and no plea alleging non-joinder or mis-joinder of parties, or touching the question of ownership or touching the rates or proportion of contribution among parties jointly interested, shall be allowed in any such action.

Taxes, &c., to be
liens.

Liens may be
entered in court

SECTION 5. That all taxes, rates and levies which may hereafter be lawfully imposed or assessed by the corporate authority of the said borough of Middletown, on real estate situate in said borough, shall be a lien thereon from the time of such assessment, and shall have priority of all other liens and charges whatsoever on said real estate; such liens may, after the passage of this act, be entered of record in the court of common pleas of Dauphin county, to be recovered as mechanics' liens are recoverable in said courts.

Discharge of
liens by sales,
relative to.

SECTION 6. That the lien of such claims for the curbing and paving aforesaid for taxes, rates and levies assessed as aforesaid, shall not be divested by any sale, as respects so much thereof as the proceeds of such sale shall be insufficient to discharge and pay, unless such sale shall be upon a judgment obtained upon such claim or lien.

Liens to not
effect right of
freehold.

SECTION 7. That the existence of any such lien as aforesaid shall not affect the right of freehold in any real estate otherwise unincumbered.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 958.

An Act

To incorporate the Juniata Valley Fire Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That J. E. Singer, C. C. Straubarger, J. Wright, Wm. Kennedy, Stewart T. M'Culloch, D. B. Miliken, and all other persons who may hereafter associate with them, in the manner hereinafter prescribed, shall be a corporate body, by the name of the Juniata Valley Fire Insurance Company, and shall have power and authority to make contracts of insurance with any person or persons, or any body politic or corporate, against loss or damage by fire or otherwise, for such term or terms of time, and for such premiums or considerations, and such modifications and restrictions, as may be agreed upon between the said corporation and the person agreeing with them for said insurance.

Corporators.

Name.

Power to make contracts of insurance.

SECTION 2. That the office of said corporation shall be located in the borough of Huntingdon, Pennsylvania; and all persons who shall hereafter insure with the said corporation, and their executors, administrators and assigns continuing to be insured therein, shall thereby become members thereof during the period they shall remain insured by said corporation and no longer.

Office.

Membership.

SECTION 3. That the affairs of said corporation shall be managed by a board of not less than six nor more than nine directors, a majority of whom shall constitute a quorum for the transaction of business; J. E. Singer, C. C. Straubarger, Isaac Wright, Stewart T. M'Culloch, D. B. Miliken, B. F. Patton and Wm. Kennedy shall be the first directors of said corporation, and shall hold their offices as directors until their successors shall be appointed; the first election of directors shall be held on the _____, one thousand

Management.

First directors.

Election of directors.

eight hundred and seventy-four, and tri-ennially thereafter; and the persons chosen as directors at any tri-ennial election shall hold their offices for the term of three years and until others are chosen in their places; notice of such election shall be published in some public newspaper in said county at least two weeks preceding such election; said election shall be held under the inspection of three members not being directors, who shall be appointed by the board of directors; the directors shall be elected by the members of the company holding policies therein, or their proxies, then present, and one vote shall be allowed for every one thousand dollars insured.

SECTION 4. That the board of directors shall elect a president, vice president, secretary and treasurer, which may or may not be of their number, and an executive committee, which must be of their own number, all of which shall hold

Officers and agents.

their office during the term of three years and until others are chosen in their places, and may appoint such subordinate agents and officers as they may deem necessary; the executive committee shall consist of a president and such other members of the board of directors as he may select, not exceeding three, a majority of whom may at all times act, and when the board of directors is not in session, may exercise, with the addition of the secretary, all the functions of the board of directors: *Provided*, It be not in direct opposition to any act or provisions of the board of directors previously passed or acted upon, or the by-laws of this company.

Rates of insurance, payment of premium notes, &c.

SECTION 5. That the rates of insurance shall be from time to time fixed and regulated by the directors of the company, and the premium notes received from the insured shall be paid at such time or times and in such sum or sums as the directors of said company shall from time to time require; and any person applying for insurance may pay a cash premium in addition to a premium note, or a deposit sum of money in full for said insurance.

Failure to make election on day fixed.

SECTION 6. That if at any time it shall happen that an election of president, secretary or directors shall not be made on any day when pursuant to this act it ought to have been made, this corporation shall not for that cause be deemed to be dissolved, but it shall be legal on any other day to hold and make an election of directors and officers, in such manner as shall have been regulated by the by-laws and ordinances of said corporation; and the directors of this company shall have power to fill all vacancies happening in the board from death, resignation or otherwise: *Provided*, That an increase of the number of the directors can only be made at a triennial election of directors.

Vacancies.

Increase of directors.

Liability of members.

SECTION 7. That every member of said company shall be bound to pay for all losses, and the necessary expenses accruing in and to said company, in proportion to the amount of his deposit note; and suits at law may be maintained by said corporation against any of its members for the collection of said deposit notes, or any assessment thereon, or for any other cause relating to the business of said corporation; also suits may be maintained by any member thereof against said corporation for losses, if payment is withheld more than four months after the company are duly notified of such loss, and the terms of insurance complied with.

Suits.

Certificate of secretary evidence in actions for recovery of assessments.

SECTION 8. That whenever an assessment is made on any premium note given to said company in consideration for any policy of insurance issued by said company, and an action is brought for the recovery of said assessment, the certificate of the secretary, specifying the assessment and the amount due on such note by means thereof, shall be taken and received as *prima facie* evidence thereof in all courts of this commonwealth.

By-laws.

SECTION 9. That the directors shall have power to make from time to time such by-laws, not inconsistent with this act and the constitution and laws of this state, as may be necessary for the government of its officers and the conducting of

its business affairs; and every member of this company shall be bound by the provisions of this charter and such by-laws.

SECTION 10. That the corporation hereby created shall be capable of contracting and being contracted with, of suing and being sued, of pleading and being pleaded in all courts and places, and in all matters whatsoever, with full powers to hold, possess, use and occupy and enjoy all such real estate as may be necessary for the transaction of its business, or which may be conveyed to said company as security or in payment of debts that may be due or owing to said company, or in satisfaction of any judgment of any court of law, or any order or any decree of a court of equity in their favor, and to sell, convey and dispose of the same at pleasure, and may have a common seal and use it at pleasure, and to receive all proposals and applications for insurance in writing as a warranty on the part of those insuring, and to base policies of insurance thereon, and to incorporate the same as part of the contract between the company and the insured, and for the purpose of defining the right of the contracting parties. Powers and privileges.

SECTION 11. That all policies or contracts of insurance which may be made or entered into by said corporation shall be subscribed by the president and secretary, or such other officers as shall be designated by the directors for that purpose in the by-laws; all policies so signed shall be binding on the company with or without the seal thereof, according to the true intent of such policy or contract, fraud on the part of the insured alone excepted. Policies.

SECTION 12. That the said company shall also be empowered, if they see proper, to take risks against fire on all kinds of merchandise, buildings or other property of whatever nature or quality, either limited or perpetual, and also to effect marine and inland insurance on vessels, boats, cargoes and freights, and on merchandise and all other property transported on rivers, canals, lakes and railroads, and by steamboats, wagons or otherwise, and to execute such agreements, policies and other instruments as may be necessary to effect the same: *Provided*, That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law. Risks.
Bonus and taxes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 959.

An Act

To authorize the appointment of auctioneers in Luzerne county.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Certain provisions extended.

That so much of the provisions of the act of assembly, passed the nineteenth day of April, Anno Domini one thousand eight hundred and fifty-six, entitled "An Act to authorize the appointment of an auctioneer in the borough of Pittston, in Luzerne county," as is contained in sections one, three and four of said act, be and the same are hereby extended to the city of Scranton, and the townships of Madison, Covington, Jefferson, Springbrook and Buck, and the borough of Dunmore, in Luzerne county: *Provided*, That nothing herein contained shall be so construed as to hinder or prevent the sale of horses, cattle, carriages, second-hand household and kitchen furniture, farming utensils and mechanics' tools, by the owners thereof, or by the executors and administrators of persons deceased.

Proviso.

Auctioneer not to import goods for sale within Scranton city.

SECTION 2. That the auctioneer appointed under the authority of this act, nor any one for him, shall import, or cause to be imported, from any place without the limits of the county of Luzerne, or from any other borough or city in the said county, any goods, wares and merchandise of any description, either directly or indirectly, for the purpose of exposing them to sale within the said city of Scranton; nor shall said auctioneer sell, by himself or agents, any goods so imported for the purpose of being so exposed to sale at auction, under the penalty of one hundred dollars for each and every day he or his agent shall offer such goods at auction, to be sued for and recovered, one-half for the use of the person suing and the other half for the use of the school fund of the said city: *Provided*, That no license under this act shall be granted for a longer term than one year, nor for a less sum than fifty dollars, in the city of Scranton, and twenty-five dollars in the other districts included in this act.

Penalty for selling imported goods.

License, term of, &c.

Repeal.

SECTION 3. Any or all laws or parts of laws inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 960.

An Act

Relating to the hotel license of Henry Bolig, of Selinsgrove, Snyder county.

WHEREAS, Henry Bolig, of the county of Snyder, has recently rented the James K. Davis hotel, in the borough of Selinsgrove, for one year from the first day of April, Anno Domini one thousand eight hundred and seventy, to the first day of April, Anno Domini one thousand eight hundred and seventy-one, and which said hotel is now a licensed house:

And whereas, There will be no courts open in the said county of Snyder till some time about the latter part of May in which to transfer the said license:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any one of the associate judges of the county of Snyder, at any time between now and the first of May, Anno Domini one thousand eight hundred and seventy, to direct the clerk of quarter sessions of the peace of Snyder county, to cause the license of Henry S. Boyer, the present lessee of the John K. Davis hotel, in the borough of Selinsgrove, to be transferred to Henry Bolig aforesaid, with the same force and effect as if transferred by the court of quarter sessions of the said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 961.

An Act

Erecting a new ward in the borough of Lewisburg, in the county of Union.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

New ward
erected.

Name.

Place of holding
next election.

Officers.

Councilmen,
school directors,
&c., to be elected

Returns of elec-
tion.

Repeal.

That from and after the passage of this act all that part of the borough of Lewisburg, in the county of Union, extending north and south from the west side of Fifth street to the western boundary of the present limits of said borough, be and the same is hereby erected into a new ward, to be called the West ward; the next general election shall be held in said ward at the school house on Eighth street; and the officers of said election shall be as follows: Cyrus Brown, judge, John Hartz and William T. Reitmeyer inspectors; and the qualified voters of the said ward, in addition to the officers to be elected by existing laws at said general election, shall elect three councilmen for said ward, one to serve for one year, one for two and one for three years; and also two school directors, one to serve for one year and one to serve for two years; and also election officers for said ward as provided by existing laws.

SECTION 2. Returns of said election shall be made by the officers herein appointed to hold the same, in the same manner as is now required by law in the other wards of said borough of Lewisburg.

SECTION 3. That all laws and parts of laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 962.

An Act

To authorize the State Treasurer to refund George J. Balsley, late deputy treasurer of Franklin county, the sum of sixty dollars, erroneously paid to certain soldiers of the war of one thousand eight hundred and twelve.

WHEREAS, George J. Balsley, deputy treasurer of Franklin county, during the years one thousand eight hundred and sixty-six, and one thousand eight hundred and sixty-seven, did pay to John Seylor, Frederick Miller and George Harmony, the sum of twenty dollars each on the first day of January, one thousand eight hundred and sixty-seven, being the amount of semi-annual payment of annuity to which they were entitled under an act of the legislature, approved March the thirteenth, one thousand eight hundred and sixty-six:

And whereas, The act of March the thirteenth, one thousand eight hundred and sixty-six, was repealed by the act of April the ninth, one thousand eight hundred and sixty-seven, and no notice of said repeal served upon the said George J. Balsley until after he had made these semi-annual payments of annuities:

And whereas, The auditor general and state treasurer refused to allow the said George J. Balsley credit for the amount thus paid out in his settlement with the state; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the state treasurer is hereby authorized and directed to pay the said George J. Balsley the sum of sixty dollars, being the amount thus erroneously paid out.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 963.

An Act

To provide for the payment for furniture for Governor's mansion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the auditor general is hereby authorized and directed to draw his warrant in favor of H. W. Gray, for the sum of fifteen hundred dollars, in payment for furniture furnished by said Gray for governor's mansion.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 964.

An Act

To repeal parts of an act, entitled "An Act to open parts of Columbia avenue and Bedford street, in the city of Philadelphia," which became a law the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much and such parts of an act, entitled "An Act to open parts of Columbia avenue and Bedford street, in the city of Philadelphia," which became a law the fourteenth day of April, Anno Domini one thousand eight hundred and sixty-four, as directs the court of common pleas to appoint three commissioners to lay out and open Bedford street from Fifteenth to Broad streets, in the city of Philadelphia, and as directs the chief commissioner of highways to put the said street in good traveling order, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 965.

An Act

To repeal an act providing for a police force in the villages of Petroleum Centre and Rouseville, Venango county, approved April eighth, one thousand eight hundred and sixty-nine, as far as relates to the village of Petroleum Centre.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved the eighth day of April, one thousand eight hundred and sixty-nine, entitled

"An Act providing for a police force in the village of Petroleum Centre and Rouseville, Venango county, be and the same are hereby repealed as far as relates to Petroleum Centre.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 966.

A Supplement

To an act to incorporate the Schuylkill River Passenger Railway Company, approved April sixteen, one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That on and after the passage of this act the name and title of said company shall be the Schuylkill River Railroad Company; and the said company shall have the right to purchase or lease the whole or any portion of any connecting road or railway; and any company incorporated under the laws of this commonwealth, owning such railroad or railway, shall be and they are hereby authorized to enter into any such contract with the said Schuylkill River Railroad company, for the sale or lease of the whole or any portion of their railroad or railway to said company, upon such terms and conditions as may be mutually agreed upon.

Name.

May purchase or lease any connecting railroad

SECTION 2. That the several provisos in section four of said act to which this is a supplement, be and the same are hereby repealed; and the said company shall have and enjoy and be subject to all the provisions and restrictions of the act of assembly regulating railroad companies, approved February nineteenth, one thousand eight hundred and forty-nine, and the supplements thereto, except such as are inconsistent with the provisions hereof.

Certain provisos repealed.

Subject to.

SECTION 3. That section second of said act be and the same is hereby repealed; and the board of directors of said company shall have authority, with the approval of a majority of the stockholders thereof, by a stock vote, to extend their road from its southern terminus to Point Breeze, to and along the Gray's Ferry road, and any other streets not east of Twenty-third street, and northwardly along Twenty-third street, or any street west

Extension of road, relative to.

of Twenty-third street, as they may deem necessary ; to fix the rates of toll and charges for transportation of traffic, and to connect with any other railroads along their route: *Provided*, That the said railroad shall not be laid west of Twenty-third street, between Arch street and a small street running west from Twenty-third, about one hundred and fifty feet south of Market street, and shall not be laid on any street east of Twenty-fourth street, south of the aforesaid small street: *And provided further*, That said railroad shall not extend northward of the Reading railroad, in the Fifteenth ward.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 967.

An Act

For the promotion of manufacturing interests in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the proprietors of the manufacturing establishments situated on Third street or Moyamensing avenue, at its junction with Morris, Tasker, Mifflin and M'Kean streets, in the city of Philadelphia, are hereby authorized and empowered to lay out, construct and continue a railroad track from Washington avenue along Front street to said M'Kean street ; and from the said Front street along the said Morris street and the said Mifflin or M'Kean street to the west side of Fourth street ; said and for that purpose to take possession of and occupy and remove the present pavement from so much of the streets aforesaid, as may be necessary to connect, by rail, the ground occupied by the establishments aforesaid, with any railroad on Washington avenue, and also to construct and maintain the needful turnouts and connections, and to connect with any railroad on Washington avenue ; with full power to operate and use the railroad by steam or horse power, either themselves or by contract with others, and with the further right to extend the tracks aforesaid along said Morris and said Mifflin or M'Kean street to Swanson street, and there connect with

any tracks the Pennsylvania Railroad Company may hereafter construct on said street, subject however to such reasonable regulations as the said city of Philadelphia may impose for the maintenance and preservation of the streets aforesaid for public use: *Provided*, That nothing in this act shall be construed as authorizing the laying of a railroad track on Moyamensing avenue.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 968.

An Act

To enable the city of Chester to provide a proper supply of gas.

WHEREAS, By the report of a committee presented to the council of the city of Chester, aided by scientific and skillful investigation, the following facts were established: *First*, That the works of the Chester Gas Company, a private corporation in the said city, are inadequate in construction to properly supply the present or future wants of the said city: *Second*, That the gas furnished by the said company is unhealthy and destructive in its properties: *Third*, That the price charged by the said company for gas, both to private citizens and the city, is unreasonable: Preamble.

And whereas, It was directed by the council that an act of assembly should be asked for providing for obtaining an expression of opinion by the people on the subject; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the mayor and council of the said city of Chester be and they are hereby authorized to provide, by ordinance, for an election, to be held in the said city, at such time, in such form and conducted in such manner as the said ordinance may prescribe, upon the question whether the said city shall establish a gas works for the said city. Mayor and council may provide for holding election

SECTION 2. That if the result of the said election shall be in favor of the establishment of such gas works by the city, the said mayor and council shall have power and authority May establish works if result of election be in favor thereof.

to enact such ordinance or ordinances as shall fully effect the intentions and objects of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 969.

An Act

Relating to a certain street in the city of Pittsburg.

WHEREAS, The commonwealth of Pennsylvania, by several patents, granted and conveyed to the several persons therein named, their heirs and assigns in fee, the lands in the county of Allegheny lying on and along the south-east shore of the Allegheny river, opposite an island in said river formerly known as Cork's island, but afterwards as Wainright's island, bounding said lands by said river; and by another patent, granted and conveyed the said island to the patentee therein named, his heirs and assigns in fee, bounding said island by said river as it surrounded the same, and the said lands and said island have always heretofore been held under said patents by the several owners, up to said river, and as being bounded thereby:

And whereas, By virtue of an act of assembly approved the sixteenth day of April, one thousand eight hundred and fifty-eight, entitled "An Act to establish high and low water lines in the Allegheny, Monongahela and Ohio rivers, in the vicinity of Pittsburg, in Allegheny county," high and low water lines were duly marked and established in that branch of the Allegheny river between the said island and the south-east main shore of said river:

And whereas, By an act of assembly approved the twelfth day of April, one thousand eight hundred and sixty-seven, entitled "A further supplement to an act incorporating the town of Lawrenceville into a borough and so forth," the burgess and town council of said borough were empowered to extend certain streets in said borough through and across that portion of the Allegheny river lying between Wainright's island and the main shore of said river, and fill up or embank that portion of said river occupied by said streets, so as to make a uniform grade; and one or more of said streets have been so extended through and across said portion of said

river, and by means thereof the said portion or branch of said river, between said island and said main shore, has been vacated, and has ceased to be a part of said river, and the said island has been attached to and become a part of said main shore, whereby the water privileges of the riparian owners on said branch of said river have been destroyed; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the right and title to the bed of said portion or branch of said river, so as aforesaid vacated, from the head of said island to the foot thereof, shall be and the same hereby is vested in the city of Pittsburg, within the boundaries of which corporation the same now is. The boundaries of said bed on each side shall be and are hereby declared to be the low water lines, so as aforesaid established under the said act of assembly, approved the sixteenth day of April, one thousand eight hundred and fifty-eight, and the same shall be held and improved by said city for public purposes as a street, in the same manner as other streets are held and improved by said city, and the rights of the owners of land on each side thereof shall extend to said low water lines severally, and said owners shall hold up to said low water lines severally, without any let, claim or hinderance whatsoever by or on part of the commonwealth, the public or the said city of Pittsburg, or of any person or persons whomsoever, claiming under them or either of them.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 970.

An Act

To incorporate the Germania Savings Bank of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That H. P. Muller, Adam Reineman, A. S. Bell, James L. Graham, G. Schleiter, Philip Mertz, Joseph Abel, C. Meyran, Wm C. Schmertz, John F. Havecotti, Chas. F. Schwartz, and their successors, be and they are hereby made and created a corporation and body politic, by the name and style of the

Name. Powers and privileges.	Germania Savings Bank of Pittsburg, and by that name shall have perpetual succession, and by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend in all courts of law and equity, or in any other place whatsoever, and to make, have and use a common seal, and the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and promote the object and design of this act of incorporation, to be located in the city of Pittsburg and county of Allegheny: <i>Provided</i> ,
Misnomer.	That a misnomer of the said corporation, in any instrument, shall not vitiate the same if the intent of the parties can be clearly ascertained.
Capital stock.	SECTION 2. That for the greater security of depositors in the said bank, it is hereby enacted that a capital stock shall be created, to consist of one hundred and fifty thousand dollars, divided into one hundred and fifty shares of one thousand dollars each; that each of the corporators shall be the owner of at least one share, the rest to be disposed of as they may see fit; the said capital to be paid in, or secured to be paid, by the several corporators and owners of the same, and to be always liable for the payment to the depositors of the principal and accrued interest thereon; that it shall not be lawful for any stockholder to sell or transfer his stock, except to the corporation or otherwise, as may be provided in the by-laws of the board of corporators; the said corporators shall regulate, by their by-laws, the rate of interest, not exceeding six per centum per annum, that shall be paid on deposits; and the surplus earnings, after paying interest to depositors and defraying the expenses of the corporation, may be divided among the corporators, or may be created into stock and distributed <i>pro rata</i> among the stockholders for the greater security of the depositors; the said capital of one hundred and fifty thousand dollars, and any greater sum to which under the provisions of this section it may be increased, shall be at all times liable to the depositors for the payment of their deposits and the interest thereon.
Interest on deposits.	
Surplus earnings.	
Capital stock to be liable to depositors.	
Business.	SECTION 3. That the business of the said corporation shall be to receive on deposit, from time to time, such sums of money, not less than three dollars for the first deposit, and not less than one dollar for all subsequent deposits, as may be offered, and to invest the same in the stocks of this commonwealth, or of the United States, or in stocks or bonds of any city authorized to be issued by any act of the legislature of this commonwealth, or in other stocks and in bonds and mortgages, and also may buy and sell bonds and mortgages and promissory notes not having more than six months to run, with such bonds and endorsements as may be approved by the corporators, and such real estate as they may deem desirable: <i>Provided however</i> , That no rate of interest or discount exceeding ten per centum shall be charged in any such purchase of stocks, bonds, et cetera, authorized by the provisions of this enactment; the said corporation shall receive all sums of money that may be offered as aforesaid, and shall invest the same in the manner aforesaid as soon as practicable; they

shall allow to the depositors interest upon the deposits to be regulated as aforesaid, and they shall pay the amounts deposited, with the interest thereon, at the bank of said corporation, at any time during business hours, on demand: *Provided however*, That not more than twenty-five dollars shall be required to be paid to any one depositor on any one day, unless a written notice be given in accordance with the by-laws of said corporation.

Payment of deposits.

Notice required where amount exceeds \$25.

SECTION 4. That said corporation shall be regulated in all other matters, not mentioned in the preceding sections or at variance therewith, by the provisions of the act of assembly to incorporate the Dime Savings Institution of Pittsburg, approved eleventh day of April, Anno Domini one thousand eight hundred and sixty-two, and the supplement thereto, approved the fourth day of April, Anno Domini one thousand eight hundred and sixty-five: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

How to be regulated in matters not mentioned in preceding sections.

Bonus and taxes

SECTION 5. That the stockholders shall be personally liable in an amount equal to the capital stock in addition thereto.

Personal liability of stockholders.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 971.

An Act

To incorporate the Pennsylvania Insurance Company of Pottsville.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That Theodore Garretson, John Anderson, Riley Lee, W. P. Ryan, and all others who may be hereafter associated with them, and their successors, shall be and they are hereby constituted and declared to be a body politic and corporate, by the name, style and title of the Pennsylvania Insurance Company of Pottsville, with all the rights and privileges, and to be subject to all the restrictions in the act, entitled "An Act to incorporate the Allentown Fire Insurance and Trust Company," approved the fourth day of May, Anno Domini one thousand eight hundred and sixty-nine; and that the place of

business of said company shall be in Pottsville, Schuylkill county, state of Pennsylvania; and the said company hereby created shall have the power to insure upon both the stock and mutual plans, and to make all necessary by-laws, rules and regulations pertaining to the business of said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 972.

An Act

To increase the salary of the clerk to the county commissioners in and for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the salary of the following named officer be fixed and established at the following sum, to be computed from the first day of January, Anno Domini, one thousand eight hundred and seventy, to wit: That of the clerk to the commissioners of the said county shall be twelve hundred dollars, said sum to be paid quarterly out of the treasury of said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 973.

An Act

Incorporating the Wilsonville and Salem Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry W. Shouse, Darius G. Purdy, Arthur J. Rolleson, Edward Ammerman and George S. Purdy, all of Wayne county, or any three of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Wilsonville and Salem Turnpike Road Company, with all the powers and subject to all the provisions and restrictions prescribed by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, so far as consistent with the several sections of this act.

Commissioners.

Title.

Subject to.

SECTION 2. That said company shall have power to locate and construct a turnpike road, beginning at Wilsonville, at the junction of the Purdyville road with the Hawley and Wilsonville turnpike, and to terminate for the present at Hemlock Hollow, near the saw-mill of Reuben B. Purdy, with power to extend said turnpike road into the township of Salem, the route of the extension to be decided upon by the company: *Provided*, The extension beyond Hemlock Hollow shall not exceed four miles in length.

May construct turnpike.

May extend same.

SECTION 3. That the said company shall have power to locate the said turnpike road on any public highway wheresoever it may be found necessary or convenient by the said company to do so; and it shall be the duty of the court of quarter sessions of Wayne county to appoint viewers to view and vacate such parts of any public road as shall be used and rendered useless by said company, as is provided by the general road laws of this commonwealth in cases of roads which have become vacant and useless.

May locate turnpike on public highways.

Duty of court of quarter sessions

SECTION 4. That the capital stock of said company shall consist of two hundred and fifty shares of twenty dollars per share; and the said company may, from time to time, at a meeting of the stockholders called for that purpose, increase the capital stock to such an amount as in their opinion may be required to complete said turnpike road, and carry out the full intent of this act; and each stockholder shall be entitled to one vote for each share of stock owned by him.

Capital stock.

SECTION 5. That the president and managers of said company shall have power to establish and regulate rates of toll, not exceeding fifty per centum in excess of rates established by the act hereinafter mentioned, and to erect toll-gates and lay and collect tolls as soon as they shall have completed one mile of said road.

Tolls.

Commence-
ment and com-
pletion.

SECTION 6. That if the said company shall not commence the construction of their road within two years after the passage of this act, and complete the same within five years thereafter, this act shall be null and void, except so far as the same may be necessary to settle up the affairs of the said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 974.

An Act

To authorize the Auditor General to settle and adjust the claim of Benjamin P. Thompson, late second lieutenant company A, Fifty-first regiment, Pennsylvania volunteers.

WHEREAS, Owing to an irregularity in the issuing of a commission to the said Benjamin P. Thompson, he received no compensation for services rendered as second lieutenant while serving in the field for several months during the recent rebellion; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general be and he is hereby authorized to examine the claim of Benjamin P. Thompson and adjust the same, and the auditor general shall issue his warrant for the amount due said Benjamin P. Thompson, which shall be paid by the state treasurer out of any money not otherwise appropriated: *Provided,* That if any amount is found due and owing the said Benjamin P. Thompson, as second lieutenant in company A, of the Fifty-first regiment, Pennsylvania volunteers, there shall be deducted from such amount the pay to which he was entitled as a soldier in the line.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 975.

A Supplement

To the acts incorporating the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That it shall be lawful for the councils of the city of Pittsburg to provide, by ordinances, that at the next annual election for city officers there shall be no election for members of select council, whose term of office expires in January, one thousand eight hundred and seventy-one; and if they shall so provide there shall be no election held except to fill vacancies which may occur in the terms of members who were elected to serve for the term of two years; and thereafter the said select council shall consist of one member from each ward; and in the year next succeeding the members for the First, Third, Fifth, Seventh, Ninth, Eleventh, Thirteenth, Fifteenth, Seventeenth, Nineteenth, Twenty-first and Twenty-third shall be elected to serve for the term of one year, and from the remaining wards for the term of two years; and thereafter all elections to fill vacancies shall be for the unexpired term, and for all regular terms two years.

Election of select councilmen, relative to.

SECTION 2. That so much of the fourth section of the act, entitled "An Act supplementary to the acts incorporating the city of Pittsburg," approved April first, one thousand eight hundred and sixty-eight, as provides that the ratio of representation for common council shall be ascertained by dividing the whole number of taxables by sixty, and that each ward shall have at least two members, shall be and is hereby repealed; and the councils of said city are hereby authorized to fix the ratio of representation by ordinance, and to make a new apportionment for the year one thousand eight hundred and seventy-one.

Ratio of representation in common council, relative to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 976.

An Act

To incorporate the Central Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, S. S. Moon, C. Grinnell, their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Central Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company, by an act of the legislature of Pennsylvania, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the supplements thereto.

Corporators.

Name.

Powers, privileges, &c.

Stockholders may change name and designate location of general office.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company, and designate the location of its general office; which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 977.

A Supplement

To an act, entitled "An Act to incorporate the City Sewage Utilization Company," approved May third, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That for the purpose of securing the more perfect cleaning of the highways, streets, lanes and alleys of the city of Philadelphia, and to justify the expenditure necessary to effect this end, contracts embracing an extended period of time are required: Therefore, the board of health or other proper authority having the right to make contracts for cleansing the streets and removing the ashes therefrom, shall enter into an agreement and contract with the City Sewage Utilization Company, for a period of not less than ten years, for the purpose of cleansing the said streets and removing the ashes therefrom, upon the following terms, to wit: For the first two years sixteen thousand dollars per year less than the present contract price; for the second two years twenty-six thousand dollars less per year than the present contract price; for the third two years thirty-six thousand dollars per year less than the present contract price; for the fourth two years forty-six thousand dollars per year less than the present contract price; and for the fifth and last two years sixty-six thousand dollars per year less than the present contract price, thereby saving to the city of Philadelphia, by the ten years contract, the gross sum of three hundred and eighty thousand dollars; and the said City Sewage Utilization Company shall give security in the sum of fifty thousand dollars to the said board of health or other proper authority, for the faithful performance of the contract aforesaid; the amounts as above and herein stipulated to be paid in equal monthly instalments, by warrants drawn on the treasury of the said city of Philadelphia, by the authority making the contract or contracts with the company, in favor of the treasurer of the said company.

Proper authority to contract with company for cleaning streets and removing ashes.

Terms.

Company to give security.

How contract prices to be paid

SECTION 2. That the City Sewage Utilization Company, in view of securing the more perfect working of its system, shall have the right and privilege of collecting and removing from all dwellings, hotels, market houses, vaults and other places of deposit in the city of Philadelphia, all garbage, cess-pool or privy well matter, dead animals and other refuse or faecal matter, as also the right of erecting and operating public urinals in the said city, under the supervision of the board of health, and without cost to the said city; and all garbage, cess-pool or faecal matter shall be removed in water tight and inclosed carts or wagons: *Provided*, That the cost for the removal of cess-pool or privy well matter shall not exceed the price now authorized or allowed to be charged by the board of health for the removal of such matter when declared nuisances: *Provided further*, That nothing in this act shall permit the said company to enter upon the premises of occupied property without consent of the occupants thereof, except to abate a nuisance.

May remove refuse or faecal matter, and erect public urinals.

How removals to be made.

Proviso.

Proviso.

SECTION 3. That the city of Philadelphia shall have the right to assume and purchase the franchises and privileges granted to and possessed by the said company, together with all its real and personal property, at any time after the year one thousand eight hundred and eighty, at a price and on such terms as may be agreed upon between the city authorities and the company; and should they fail to agree upon such price and terms, then the same shall be submitted to the

City may purchase franchises and property of company.

Proceedings on failure to agree upon terms and price.

reference of three persons, one thereof to be appointed by the judges of the supreme court, one thereof by the judges of the court of common pleas, and one thereof by the judges of the district court of said city; and should the decision or award of said referees be unsatisfactory to either the said city or company, then the said city and company shall each select one person to be added to the three appointed as aforesaid, and the five persons shall review and decide upon the subject, and their decision, award or report shall be final and conclusive.

Failure of company to perform contracts, relative to

SECTION 4. Should the said City Sewage Utilization Company fail to perform their contract for cleaning the streets and removing ashes and fecal matter therefrom, the board of health, or other authority having control in the premises, shall notify said company in writing of such failure, indicating locality; and if said company, for a period of ten days after receipt of said notice, shall fail to comply with the requirements of such notice, then the aforementioned authorities may annul the contract of said company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 978.

A Supplement

To an act, entitled "An Act to incorporate the Honey Brook Coal Company," approved twenty-third day of April, one thousand eight hundred and sixty-four.

May purchase additional lands and mineral rights.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lands and mineral rights which the Honey Brook Coal Company may purchase and hold in fee simple, under and for the purposes mentioned in the act incorporating the company, may be made up to not exceeding five thousand acres in the whole, and the company may increase beyond the quantity now held by it up to the limit aforesaid, by buying and paying for and taking title to such increase from time to time as the company shall think proper, within and without increasing or adding to the present number of sixty thousand shares of capital stock of the company: *Provided.* That no land shall be purchased without the unanimous con-

sent in writing of the stockholders of said company be first had and obtained.

SECTION 2. That from and after the passage of this act the annual meeting for the election of directors of said company shall be held on the second Tuesday of January in each and every year, and ten days' notice of the place of holding said election (the notice stating the hour of the day) shall be given in the two daily newspapers published in the city of Philadelphia having the largest circulation; and the said election shall be conducted in the manner following, to wit: Not less than five persons, who shall be stockholders in said company, shall, at said meeting, be openly put in nomination for the offices of directors to serve for the ensuing year; no stockholder shall vote for more than one person for director; stockholders can vote either in person or by proxy; each share of stock shall be entitled to one vote; and the five so placed in nomination, and voted for having received the highest number of votes, shall be declared the duly elected directors.

Annual meeting for election of directors.

How election to be conducted.

SECTION 3. Annually on or before the second Tuesday in January in each and every year, the directors, at the expense of the company, shall have prepared and printed, for the use and information of the stockholders, a detailed statement showing the amount of coal mined and sold during the preceding year, the amount mined and on hand at the end of said year, the cost of mining and preparing the coal per ton, the cost of transportation per ton, the price in each and every month received per ton for the coal, the total expenditures and for what purposes, the total receipts from all sources and the net gains during the said year, to the truth of which said statement the president and treasurer of the said company shall make oath before some officer qualified to administer oaths; and any stockholder, upon application made, shall be entitled to a copy of said statement.

Directors to have certain statement prepared and printed annually.

Stockholders entitled to copy of statement.

SECTION 4. Should the directors or any of the officers of said company wilfully apply the property or money of the said company to any other uses or purposes than the uses or purposes authorized by the charter of incorporation, and its supplement or supplements, or shall knowingly and wilfully violate any of the provisions or restrictions of the said charter, and its supplement or supplements, shall upon conviction thereof, be deemed guilty of a misdemeanor, and shall be punished by a fine not exceeding five thousand dollars, and undergo an imprisonment not exceeding thirty days, either or both, at the discretion of the court trying the same; and the said trial and punishment may be in any county of the commonwealth, in which the said company may be in whole or in part doing business.

Penalty on officers for misapplication of funds, &c.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 979.

An Act

To incorporate the Western Water Power Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Name. Powers and privileges.	That Robert H. Lamborn, Charles S. Hinchman, William Richards and E. N. Smith, and their associates, holders of shares of the stock hereinafter mentioned, are hereby created a body corporate, by the name of the Western Water Power Company, having all the privileges, franchises and immunities incident to a corporation, with power to acquire, by purchase, lease or otherwise, lands, mill sites, water powers and water rights, and to improve and utilize the same, to construct mills, dams, sluices and other works and structures intended to develop, or connected with the use of water power, and from time to time to sell, lease and grant privileges in, or otherwise dispose of property thus acquired or constructed; also to prepare, transport to market and sell, lumber and other products of the forest, with the right of acquiring, by purchase, sale or otherwise, timber lands and wood lease, and to sell, alien, lease or otherwise dispose of the same, and to grant rights and privileges therein, on such terms as may be agreed upon; also to remove obstructions from, build bridges across and erect booms in streams, and to charge and collect reasonable tolls for the use of the said bridges and booms, and service connected therewith: <i>Provided however,</i> That the said company shall not be authorized to acquire any real estate or construct any works or improvements, or engage in any business within the limits of this commonwealth.
Capital stock.	SECTION 2. That the capital stock of the said company shall consist of two thousand shares, of one hundred dollars each, which may be increased, either at one time or from time to time, by vote, in person or by proxy, of the holders of a majority of stock then outstanding, to not more than twenty thousand shares.
Meeting of stockholders.	SECTION 3. That a meeting of stockholders shall be called by the corporators above named, or any two of them, when one hundred shares shall have been subscribed for, at which, on some adjournment thereof, a board of not less than five nor more than eleven directors shall be chosen, who shall hold office until the election of their successors; and such by-laws as may be thought necessary in reference to the election of directors, their terms of office, holding general or special meetings of stockholders, assessing or calling in instalments on stock, enforcing payment thereof by suit, forfeiture or otherwise, and other matters connected with the business of the company, may be adopted at the said meeting; and all other corporate meetings or elections each share of stock shall
Election of directors.	
By-laws.	

be entitled to one vote, which may be cast by the holder either in person or by proxy; and all corporate meetings, whether of stockholders, directors or committees, may be held in this or any other state

SECTION 4. That subject to the aforesaid by-laws the board of directors shall exercise all the corporate powers of the company, shall have power to appoint a president and other officers, and to delegate to an executive committee of such number of directors as they may think proper, full authority to transact all the business of the company; and any vacancy in the board shall be filled by the remaining directors.

SECTION 5. That the said company shall, at the expiration of one year from its organization, pay to the state treasurer, for the use of the state, a bonus of one-half of one per centum upon the amount of cash which shall then have been realized from subscriptions to its capital stock, and a like tax upon all subsequent payments for capital stock, and such other taxes as are assessed upon like corporations, upon all earnings made from its business carried on within this commonwealth; which said payments shall be in lieu of all other taxation under the laws of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 980.

An Act

To incorporate the Occidental Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That R. D. Barclay, C. Grinnell and S. S. Moon, their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Occidental Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company by act of the legislature of Pennsylvania, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the supplements thereto.

Stockholders
may change
name and desig-
nate location of
general office.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company and designate the location of its general office; which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 981.

An Act

To incorporate the New Mexico Improvement Company.

Corporators.

Name.

Powers, privileges, &c.

Stockholders
may change
name and desig-
nate location of
general office.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry C. Spackman, Thomas D. Stovell and Albert Hewson, their associates, successors and assigns, be and they are hereby authorized to form and be a body corporate, to be known as the New Mexico Mining Company, which shall be and is hereby fully vested with all the powers, privileges, duties and obligations conferred upon the Western Improvement Company by act of the legislature of Pennsylvania, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 2. That the stockholders of said company be and they are hereby authorized, by and with the consent of the holders of not less than two-thirds of the shares of stock of said company, to change the name and title of the said company and designate the location of its general office; which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of the said company.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 982.

An Act

To repeal an act, entitled "An Act to change the venue of certain suits from Dauphin to Lancaster county," approved August tenth, Anno Domini one thousand eight hundred and sixty-four, and also the supplement thereto, April third. Anno Domini one thousand eight hundred and sixty-six.

WHEREAS, An act, entitled "An Act to change the venue of certain suits from Dauphin to Lancaster county," was approved on the tenth day of August, Anno Domini one thousand eight hundred and sixty-four:

And whereas, Also a certain supplement thereto was approved on the third day of April, Anno Domini one thousand eight hundred and sixty-six:

And whereas, The actions therein mentioned have not been tried in the said county of Lancaster, but the trials thereof have been vexatiously delayed in consequence of the venue thereof having been changed by said act; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the said act and supplement be and the same are hereby repealed, and the said actions are hereby re-instated in the court of common pleas of Dauphin county, and the record and papers in said actions, together with all the testimony taken in the same before the master or examiner or otherwise howsoever, shall be certified and remitted by the court of common pleas of Lancaster county, to the court of common pleas of Dauphin county for disposition and trial: *Provided*, That the docket costs of the said court of Lancaster county shall be paid before removal; and also that on the payment to the examiner or master of his costs and charges for taking the testimony in said actions, he shall file the same of record therein, which shall then be remitted with and as part of said record.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 983.

An Act

Relative to the Beaver and Mercer state road, in Beaver county.

Preamble.

WHEREAS, The original width of the Beaver and Mercer state road, in the county of Beaver, was laid out at a width of one hundred feet:

And whereas, That portion of the same, through the borough of New Brighton, has been from time to time encroached upon and reduced to a variable width of from twenty-five to thirty feet; therefore,

Width of portion of road fixed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That so much of the Beaver and Mercer state road as is between or near the residence of C. P. Townsend and the bridge on Block House run, on the road leading from New Brighton to Rochester, shall not be over nor less than sixty (60) feet wide, that is, thirty (30) feet each way from the bed or centre of the Beaver and Mercer state road as originally laid out; and that so much of said state road as is west of the public road leading from Block House run bridge to Beaver creek, be and the same is hereby vacated.

Portion of road vacated.

Court to appoint commissioners to determine location of road.

SECTION 2. That the court of quarter sessions of Beaver county shall appoint three (3) commissioners to determine the location, by actual survey, of the Beaver and Mercer state road, as originally laid out; and shall lay out a state road or street sixty (60) feet wide upon the site of the said state road, as provided by section one of this act, and make return of the same to the court of quarter sessions at next term after their appointment; said commissioners shall be freeholders of the county of Beaver, and shall be disinterested persons living outside of the borough of New Brighton.

Commissioners to lay out road or street.

Town council, New Brighton borough, to open road or street.

SECTION 3. That the town council of the borough of New Brighton shall proceed at once to open up and have control of said state road or street when laid out and reported to the court of quarter sessions by said commissioners, as provided by the provisions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 984.

An Act

To amend the road laws of Robinson township, in the county of Washington.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to roads in Uwchlan township, Chester county, and East Bethlehem and East Pike Run townships, Washington county," approved the fourteenth day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same are hereby extended to Robinson township, in the county of Washington.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 985.

An Act

Relative to vagrancy and other offences in the county of Lebanon.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any mayor, alderman or justice of the peace in the county of Lebanon to commit any person to the common jail of said county, upon any charge of vagrancy or drunkenness, unless the said charge shall have been supported by the oath or affirmation of one or more creditable citizens of said county.

Commitment of persons for vagrancy or drunkenness, relative to.

SECTION 2. That hereafter all fees to be charged or received by any mayor, alderman or justice of the peace in the borough of Lebanon, on any charge of vagrancy or drunkenness, shall be twenty-five cents and no more.

Fees of magistrates.

Fees of constables and policemen.

SECTION 3. That all fees to be charged or received by any constable or policeman in the borough of Lebanon, in any case of vagrancy or drunkenness, shall be as follows: For arresting and bringing before a mayor, alderman or justice of the peace, with or without a warrant, and conveying to jail, with or without a commitment, twenty-five cents and no more.

Fees of sheriff.

SECTION 4. That hereafter the fees in full of the sheriff of Lebanon county for keeping and maintenance of vagrants and persons committed for intoxication, shall be as follows, namely: For keeping such persons over night, twenty cents, and for each meal furnished him or her twenty cents additional; the accounts for such fees and maintenance to be proven by the oath of said sheriff, or his deputy or turnkey, and paid by the commissioners of said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 986.

An Act

To incorporate the Scranton Ice Company.

Corporators.

Title.

Powers and privileges.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. H. Schadt, John Embery, G. S. Kingsbury, M. Dale, E. Merrifield and G. Graeber, of Scranton, Luzerne county, and such persons as may be associated with them as stockholders, and their successors, be and they are hereby created a body corporate and politic in deed and in law, by the name, style and title of the Scranton Ice Company, and by that name shall have perpetual succession, shall be able to sue and be sued, implead and be impleaded, may have a common seal and the same to alter at pleasure, and shall be competent to make by-laws and regulations for the government of the corporation, and generally shall have power to do and perform all acts usual, necessary and proper to the efficient management and well being of the corporation hereby created: *Provided always,* The same shall be in conformity to the constitution and laws of the United States and to the constitution and laws of this commonwealth.

SECTION 2. That the capital stock of said corporation shall be twenty-five thousand dollars, with the right, by the consent of a majority of the stockholders, to increase to not exceeding fifty thousand dollars, to be divided into shares of twenty-five dollars each; also to issue bonds, not exceeding one-half the capital stock, to bear interest not exceeding seven per centum per annum, in sums not less than one hundred dollars, to be secured by mortgage on the real and personal estate of said corporation.

SECTION 3. That the capital stock aforesaid shall be employed in the production and sale of ice, by purchasing and holding such real estate as is necessary for the legitimate purpose of the business, the erection of dams thereon, the construction of artificial ponds or lakes, the erection of the necessary machinery and buildings for the storage of ice, and in such personal property as may be required for the efficient transaction of the business of the company.

SECTION 4. That said corporation shall appoint a day, by the by-laws, for the annual election of officers; the president, secretary and treasurer shall be elected annually by the directors; the board of directors shall consist of not less than five and shall also be elected annually; that the persons named in the first section of this act shall constitute the first board of directors, until the first annual election, and may proceed to organize said company by the election of a president, secretary and treasurer and such other officers as they may deem necessary.

SECTION 5. That it shall be lawful for said company to cut and take ice from any of the public streams in Luzerne county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 987.

A Supplement

To an act providing for the taking of game.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act no person within

Penalty for killing woodcock out of season, in certain counties.

the counties of Adams, York and Franklin, shall kill, capture, take or have in his or her possession, any woodcock between the first day of September and the twentieth day of June, under a penalty of five dollars for each and every bird so killed or had in possession or exposed for sale.

Taking quails or Virginia partridges, relative to.

SECTION 2. That no person shall kill, capture, take or have in his or her possession any quail or Virginia partridge, for the period of three years, under a penalty of ten dollars for each and every bird so killed or had in possession or exposed for sale: *Provided*, That nothing in this act shall be construed to prevent individuals or associations for the protection, preservation and propagation of game, from gathering alive by nets or traps, quails or Virginia partridges, for the sole purpose of preserving them alive over the winter and for no other purpose whatsoever.

Repeal.

SECTION 3. That all acts or parts of acts inconsistent herewith, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 988.

An Act

An Act to punish the sale and traffic in mineral water bottles and other bottles, and for the protection of bottlers and venders of mineral water and other beverages in this commonwealth.

Preamble.

WHEREAS, The manufacturers, bottlers and venders of mineral water, malt liquors and other beverages, are and for a long time have been subjected to heavy losses by the unlawful and wrongful abstraction and use of the bottles used by them for containing said beverages, and by unscrupulous persons dealing and trafficking in large quantities of said bottles:

And whereas, The civil remedies heretofore provided by law have proved insufficient for the prevention of said acts, and the protection of said manufacturers and venders; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That if any person or persons shall, without the permission

of the owner thereof, fill with mineral water or any other articles whatsoever, any bottle marked and registered in accordance with the acts of April ninth, one thousand eight hundred and forty-nine, and January twentieth, one thousand eight hundred and forty-nine, and April twentieth, one thousand eight hundred and forty-three, by the manufacturers and vendors of mineral water and other beverages, or shall sell or buy, traffic in, or use or dispose of any such bottles for gain, convenience or profit, such person or persons shall be deemed guilty of a misdemeanor, and upon conviction thereof in the proper court, shall be liable to a fine not exceeding five hundred dollars, or imprisonment not exceeding six months.

Penalty for unlawful dealing in or using bottles marked and registered.

SECTION 2. That the using by any other person than the rightful owners of such bottles as aforesaid, shall be *prima facie* proof of the unlawful dealing in or using said bottles : *Provided*, That this act shall only apply to the city of Philadelphia.

Evidence.

Act, where to apply.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 989.

An Act

To empower the court of quarter sessions of the peace of the county of Lycoming to appoint auditors to re-settle and audit the bounty accounts of Mifflin township, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the court of quarter sessions of the peace of the county of Lycoming be and it is hereby authorized and empowered, upon the petition of twenty or more tax-payers of the township of Mifflin, in the said county, to appoint three disinterested and competent persons as auditors to examine, audit and adjust all the accounts of bounty taxes levied and collected, and moneys subscribed for bounty purposes, in said township, with full power to re-audit any former accounts heretofore audited by the township auditors, so as to ascertain and render certain the whole amount of money subscribed, levied and collected, and paid out and expended for bounty purposes, and the balance of indebtedness, if any in-

Court authorized to appoint auditors.

curred by said township for bounty purposes, together with the costs and expenses of the same.

Auditors to be sworn.

To give notice of sitting.

Power to compel attendance of witnesses, &c.

Report.

Appeal.

Compensation.

SECTION 2. That the said auditors shall be sworn before entering upon their duties, and shall give public notice of the time and place of their sitting, by five or more handbills posted in the most public places in said township, at least ten days before their sitting; and shall have the same power and authority to compel the attendance before them of parties and witnesses, and the production of books and papers, and to administer oaths and affirmations as are by law given to county auditors.

SECTION 3. The report of the said auditors, or a majority of them, shall be filed in the said court of quarter sessions within twenty days after the same shall be concluded, for the inspection of all persons concerned; and it shall be lawful for the township, or the officer or officers dissenting, to appeal from said settlement to the court of common pleas of the said county, within thirty days after the filing of said report; whereupon the court may direct an issue to try disputed facts if necessary: *Provided*, That no appeal by such officer or officers shall be received unless the appellant shall enter into recognizances as is now required in cases of appeal from reports of township officers.

SECTION 4. The said auditors shall respectively be entitled to charge and receive two dollars and fifty cents for each day employed by them in the duties of their appointment, to be paid out of the bounty funds of the said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 990.

An Act

Relating to roads and bridges in the counties of M'Kean, Bedford, Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Quarter sessions to appoint viewers.

That the several courts of quarter sessions of the counties of M'Kean, Bedford, Venango, shall on petition in open court,

as often as may be needful, appoint three qualified persons to view the ground proposed for any road.

SECTION 2. Every petition to lay out, vacate and change a public road must first be presented to the supervisor of roads of the township in which the road is, who shall endorse thereon his approval or disapproval of the same, and his reasons therefor.

Petitions to be first approved or disapproved by supervisors.

SECTION 3. One of the viewers shall, if necessary, be a surveyor, and the whole must view, but a majority may decide.

Surveyor and view.

SECTION 4. Any discreet and reputable citizen of the county, qualified to vote for members of the legislature, who is not a petitioner for the road, and has no interest for or against the road, may be appointed a viewer.

Who may be a viewer.

SECTION 5. Notice of the time and place of meeting shall be given by at least three written or printed advertisements, put up in public places in the vicinage of the road, at least five days before the time of meeting; and the court may, when they deem it proper, order the publication of said notice in one or more newspapers published in the county, or service thereof on the owners of the land through which the road will pass.

Notice of meeting of viewers.

SECTION 6. The viewers, before they proceed to discharge their duty, shall be severally sworn to perform their duties with impartiality to the best of their judgment, which oath or affirmation may be administered by a magistrate of the county or by one of themselves.

Viewers to be sworn.

SECTION 7. If they decide that there is a public necessity for the road, they shall lay out the same, having respect for the shortest distance and best ground, and so as to do the least injury to private property, and also be as far as practicable agreeable to the desire of the petitioners.

Duties of viewers.

SECTION 8. They shall endeavor to procure releases of damages from the owners of lands through which the road passes, and if they fail to do so, and it shall appear to them that any damages will be sustained, they shall assess the amount thereof, taking into consideration the advantages to be derived from the road passing through the land of the party.

To obtain releases or assess damages.

SECTION 9. Whenever practical, roads shall be laid out at an elevation not exceeding five degrees, except at the crossing of ravines and streams, where by moderate filling and bridging the grade of the road may be kept within that limit.

Elevation of roads.

SECTION 10. They shall report in writing to the next term of the court:

Report of viewers.

First. Whether public notice of the time and place of meeting was duly given.

Second. Whether they were all present at the view, and whether they were duly sworn or affirmed.

Third. Whether the road is necessary for a public or private road.

Fourth. The amount of damages assessed, together with all releases of damage obtained by them.

Fifth. A draft of the road stating the courses and distances, and noting briefly the improvements through which it passes.

SECTION 11. The court shall examine carefully the amount of damages assessed, and if satisfied that the public interest

Approval of report.

Payment of damages.	will be subversed by its payment, and the opening of the road, shall approve the report; and the damages shall, if the road is confirmed, be paid by the county.
Report may be approved upon condition.	SECTION 12. If the court shall not be satisfied that public necessity requires that the county should pay the damages, they may approve the road upon condition that the damages shall, if the road is confirmed, be paid by the persons applying for the same; but no final confirmation shall be made until the damages are actually paid, and the same may be paid into court.
Not to be confirmed finally until damages are paid.	SECTION 13. The court shall, at the time of the approval of the road, direct at what breadth it shall be opened.
Courts to fix width of roads.	SECTION 14. The breadth of a public road shall not exceed fifty feet, and of a private road shall not exceed twenty-five feet.
Breadth limited	SECTION 15. Roads on the line of this and any adjoining county may be laid out, changed or vacated by proceedings of the court of quarter sessions of either county; and the proceedings in regard thereto shall be entered of record in the docket of both counties.
How roads on county lines may be laid out, &c.	SECTION 16. Reports of viewers approved, may be confirmed at the next ensuing term of court, unless at or before that term a petition for a second view or review shall be presented.
When reports of viewers may be confirmed.	SECTION 17. If a second view is petitioned for, the proceedings in regard thereto shall be in like manner as is provided for the case of a first view.
Second view.	SECTION 18. The court may, in their discretion, grant a third view or review, which shall be proceeded with in like manner, and shall confirm the view, the review or the re-review as in their judgment is just.
Third view.	SECTION 19. Where a new road is laid out and confirmed for public use, and where an existing public road is changed or vacated, the expenses of the view and review shall be borne by the county, as in all other cases relating to public roads; and in all cases relating to private roads, all expenses shall be borne by the petitioners or the person procuring the order of court, and the payment thereof may be enforced by the court by rule and attachment.
Payment of expenses of views and reviews, relative to.	SECTION 20. No public or private road, street or alley shall be opened through any burial ground or cemetery.
Roads not to be opened through burial grounds.	SECTION 21. Viewers shall receive for their pay two dollars each for every day necessarily employed in the discharge of their duties; and the surveyor shall receive in addition thereto two dollars for each day actually employed in surveying and drafting the road.
Compensation of viewers and surveyor.	SECTION 22. The clerk of the court shall keep a road docket in which all proceedings in regard to roads shall be minuted of record, and when a road is confirmed, the report and draft thereof shall be fully recorded; and it shall thenceforth be a lawful public or private road, as the case may be.
Road docket to be kept.	SECTION 23. The said courts shall have power, when there is a necessity for the same, to lay out and grant private roads on the surface of the ground, and also under ground, for the purpose of mining; and the like proceedings shall be had in regard thereto as to public roads.
Courts may grant private roads.	
Proceedings.	

SECTION 24. All private roads shall be opened, fenced when necessary, and kept in repair by the person applying for the same, and by his heirs and assigns. By whom to be opened and repaired.

SECTION 25. Damages assessed to the owners of land through which a private road is laid out shall be fully paid by the party applying for the same, before he opens the road. Damages.

SECTION 26. The owner of the land through which a private road is petitioned for may apply to the court for leave to erect and maintain, at his own expense, gates across said road; and the court shall direct the viewers appointed to view said road, or if the road is laid out, shall appoint other viewers, in manner aforesaid, to inquire and report whether the same may be done without much inconvenience to the persons using the road; and if it shall so appear, the court shall order suitable and convenient gates. How owners of land may erect gates on private roads.

SECTION 27. Any person desiring to use a private road, laid out on the petition of another, may apply by petition for the privilege; and thereupon the court shall determine what sum he shall contribute to the person at whose expense the road was laid out, and what further sum he shall pay the owners of the land through which the road runs; and upon payment thereof he shall be entitled to equal privileges, and be subject to like duties as the original applicant for the road. How others than petitioners may be permitted to use private roads.

SECTION 28. The said court shall have power, on petition, to vacate, or to vacate and change, the whole or any part of any public or private road, except private roads resting upon express grant, whenever the same shall have become useless, inconvenient or burdensome; and the court shall proceed therein, by view and review, in the manner provided for the laying out of roads. Power to vacate and change roads.

SECTION 29. This power shall extend—

First. To all roads laid out, confirmed and opened by order of court. To what to extend.

Second. To roads so laid out and confirmed, and in part opened, and this shall extend to the part not opened, as well as to the part opened.

Third. To roads so laid out and confirmed, and which have remained unopened for a period of two years.

Fourth. To state roads laid out by act of assembly.

Fifth. To turnpike roads, the charter of which has expired, or which the company has for five years neglected to keep in repair.

Sixth. To public and private roads existing by prescriptive rights.

Seventh. To streets and alleys in unincorporated villages.

Eighth. To streets and alleys in boroughs; but in all cases the burgess and council shall have due notice, and opportunity to be heard.

Ninth. To roads, streets and alleys laid out between the sub-divisions of the proprietories' manors, which have never been opened.

Tenth. To roads, streets and alleys which have never been opened, laid out by private owners in any plan of village or out-lots.

SECTION 30. Roads laid out and confirmed, but not opened,

How roads laid out but not opened, may be vacated.

Closing of roads changed.

Petitions to vacate or change, what to set forth

Damages to be paid by petitioners.

On vacation of roads, land to revert to owners

Widening of roads, relative to.

Supervisors to take charge of turnpikes abandoned, &c.

Restitution to townships of expenses of repairs of turnpikes.

Supervisors, election of.

Terms of office.

On neglect to serve, court to appoint.

Penalty for neglecting to serve.

Court may remit penalty.

Supervisors to divide roads into sections and enter them in book.

may be vacated or changed in like manner as other roads, upon the petition of a majority of the original petitioners for the road, resident within the county.

SECTION 31. A road changed shall not be shut up until the road supplying it is actually opened.

SECTION 32. A petition for vacating or for vacating and changing shall set forth distinctly the road, street or alley, or part thereof, which the applicants desire to vacate.

SECTION 33. Damages assessed to the owner of lands, by reason of the change or vacation of any road, street or alley, shall in every case be paid by the party applying for the change or vacation, unless otherwise determined by the court, and such payment shall be made before the order for the change or vacation shall have any effect.

SECTION 34. Whenever any road, street or alley is vacated by authority of law, the adjoining owners may reclaim to the centre thereof, unless the ground was originally taken in unequal proportion from the then owners, when they shall reclaim in the proportion contributed by such owners.

SECTION 35. The said courts shall have power, on petition, to widen any road so that the whole width shall not exceed the limit aforesaid of fifty feet for a public and twenty-five feet for a private road, and shall proceed therein, by view and review, in the manner provided for laying out roads; and damages in such case shall be assessed as aforesaid and paid by the party applying for the order to widen before said order shall take effect.

SECTION 36. Turnpike roads which have been abandoned or condemned, or the charter of which has expired, shall be taken charge of by the township supervisors and kept in repair as township roads.

SECTION 37. The court revoking a condemnation and restoring a turnpike to its charter privileges, shall order restitution to the township of as much of the expenses of repairing said turnpike as may be just.

SECTION 38. The qualified electors of each township shall, at the next election, elect one supervisor of roads for said township, who shall serve for three years and until a successor shall be duly elected or appointed.

SECTION 39. If the person elected neglect or refuse to serve, the said court shall, on petition of five or more qualified electors of the township, appoint a suitable person to serve for the term of such delinquent.

SECTION 40. Such delinquent shall forfeit fifty dollars to the use of the supervisor of roads of said township, to be recovered by action of debt as like sums are by law recoverable.

SECTION 41. The court shall have power to remit this penalty if by reason of inability to give bond, or for other good reasons, the supervisors shall be excused therefrom.

SECTION 42. It shall be the duty of the supervisor to enter in a suitable book all the public roads of his township, dividing the same into suitable sections of, as near as may be, one-half mile each, numbering and particularly describing each section, and specifying particularly what work is to be done thereto.

SECTION 43. In case of mountain roads, or other roads through unoccupied lands, the same may be let in sections of one or more miles, as the supervisor may deem best.

SECTION 44. The specification of work shall be such as will effectually open new roads, and will constantly keep in repair and clear of all impediments, to safe and convenient travel, all public roads, and shall embrace the making and maintaining sufficient bridges over all small streams and deep gullies; and in every case, except mountain roads, it shall be specified that the bed of the road shall be raised in the middle and slope gradually each way to the sides, where ditches sufficient to carry off the water shall be made and kept open.

SECTION 45. As soon as practicable after his election, the supervisor shall sell at public sale to the lowest and best bidder: *Provided*, The price bidden be not excessive, the said work, one section at a time; of the time and place of which sale he shall give ten days' notice, by at least ten printed handbills, put up in as many of the most public places in the township.

SECTION 46. In case of a new road, the sale shall be as soon as practicable after an order to open the same shall have been made by the court.

SECTION 47. If any section remains unsold by reason of there being no such bidder, the supervisor may thereafter let the same by private contract.

SECTION 48. No supervisor shall be directly or indirectly interested in any contract.

SECTION 49. The letting shall be for the term of three years, except in the case of a new road, when it shall be until the next general letting.

SECTION 50. The purchaser shall write his name, the contract price and the date, in the supervisor's book, opposite the section, as the evidence of his agreement; and shall, if required by the supervisor, give satisfactory security for the faithful performance of his contract, and shall make and keep in repair his section for the term agreed upon, according to the specifications.

SECTION 51. If a purchaser neglect or refuse to comply with his contract, upon complaint made the supervisor shall, as soon as practicable, examine the section, and if the complaint is well founded, shall give notice to the party to make or put his section in repair, according to the terms of his contract; and if he shall neglect or refuse so to do so for six days, the supervisor shall immediately thereupon have the section made or repaired according to the contract; and the expenses thereof, with costs of suits, shall be recovered by the supervisor in the name of the township, from the contractor or his sureties, as other debts of equal amount are recoverable; and laws exempting property from levy and sale on execution, shall not apply to executions issued for such debts.

SECTION 52. A contractor may, with the consent of the supervisor, dispose of his contract, and the person to whom such contract is disposed of shall enter his name on the book aforesaid, give security, if required, and be responsible in all respects as the original contractor.

Cases of death, insolvency, &c., of contractors.

SECTION 53. And in case of the death of a contractor or his removal from the township, without making provision for having the work done, or of his insolvency, the supervisor shall sell out the unexpired term of the contract in like manner as is provided for in the first instance; but the heirs or representatives of any contractor may continue to perform the duties of the contract, and receive the pay therefor.

In such cases, portion of contract price to be paid legal representatives.

SECTION 54. In case of death, removal out of the township, or insolvency, as aforesaid, the supervisor shall pay the person entitled thereto, such portion of the contract price as may be just.

How contract price to be paid.

SECTION 55. Not more than one-third part of the contract price shall be paid by the supervisor, in any one year, except in the case of opening a new road, when payments shall be made as the work progresses, in such proportion as to leave one-third to be paid when the work is finally and completely done.

Supervisors to inspect roads.

SECTION 56. The supervisor shall inspect all roads in his township, at least once in every two months, and if he shall find that any contractor is delinquent, he shall give him notice, and on his failure, to comply therewith, shall repair the road and enforce payment therefor, as provided in section fifty-one of this act.

How taxes to be paid.

SECTION 57. Road taxes shall be paid to the supervisor in legal funds.

Supervisors to give security.

SECTION 58. The supervisor shall give a bond with warrant of attorney to the prothonotary to enter a judgment to the township, in a sum not less than double the probable amount of tax which may come into his hands in any one year, with two or more sufficient sureties, to be approved by the township auditors, conditioned that he will faithfully perform the duties of his office, and pay over to his successors any balance that may remain on final settlement.

To be sworn.

SECTION 59. He shall also take and subscribe on oath or affirmation, before some person qualified to administer the same, that he will support the constitution of the United States, and of this state, and will perform the duties of his office with fidelity; which oath or affirmation shall be filed with the township auditors.

Auditors to keep supervisors' bonds.

SECTION 60. The township auditors shall be the custodians of the bonds of the supervisors.

Supervisors to levy tax annually.

SECTION 61. The supervisors shall annually, in the month of March, lay a road tax not exceeding one cent on the dollar of the assessed valuation of all real and personal estate, offices, trades and occupations, as adjusted for the county tax.

Clerk of county commissioners to furnish copy of adjusted assessment.

SECTION 62. It shall be the duty of the clerk of the county commissioners to furnish the supervisors of the several townships with a certified copy of the adjusted assessment of property therein, for which the supervisor shall pay him one dollar; and such certified copy shall remain with the supervisor, and be subject to the inspection of all persons charged with tax, at reasonable times, without any fee or reward.

Supervisors to give copies.

SECTION 63. The supervisor on being paid ten cents for every twenty-four names, shall give a copy of the same on demand.

SECTION 64. Any party aggrieved by the assessment of road tax, may apply by petition at the next court of quarter sessions of the county, who shall have power to take such order in the premises as may be just, and the same shall conclude all parties.

Parties aggrieved by assessments may apply to court.

SECTION 65. The supervisor shall be the collector and treasurer of the road tax, and shall keep a book, in which he shall charge himself with the total amount of road tax for the year; and also with all amounts received therein, and credit himself with all paid out; and he shall take and preserve proper vouchers for all payments, and shall annually, before proceeding to the collection of any tax, furnish the town clerk with an itemized statement of all road taxes levied for the current year, who shall charge the same to the supervisor in a book to be kept by him for that purpose.

Supervisors to be collectors and treasurers of tax, and keep book.

To take vouchers for payments, and furnish town clerk with statement of taxes levied.

SECTION 66. He shall, in the month of April of each year, give notice by three or more handbills put up in public places, to the tax-payers to call on him and pay their road taxes.

To notify tax-payers to pay taxes.

SECTION 67. Persons paying their road taxes on or before the first day of September of the year, shall be entitled to a deduction of five per centum thereof.

Abatement for prompt payment of taxes.

SECTION 68. If any person neglects to make payment until after the first of September, the supervisor shall make out a list of all such delinquents and of the amount of tax due from each individual, and shall deliver the same to a justice of the peace of the township, who shall immediately thereafter deliver a written or printed notice to the delinquent or leave the same at his residence, if he have one in the township, demanding said tax, and also twenty cents fee to the justice for the notice, to be paid by the delinquent.

List of unpaid taxes to be delivered to justices.

Justices to notify delinquents

SECTION 69. If the same is not paid by the first of November, the justice shall issue execution therefor with costs, and collect the same as in case of execution on judgment.

When to issue executions.

SECTION 70. There shall be no exemption of goods from such execution, except such as is allowed by the general laws of this commonwealth for the collection of taxes.

Exemption of goods from execution, relative to.

SECTION 71. Where no personal property can be found to satisfy said execution, the constable shall return the same "no goods," and the justice may, if the delinquent have real estate, certify the case into the prothonotary's office, to be there duly entered of record, and be a lien on such real property until paid; costs shall be allowed and the like proceedings had by executions and *scire facias* to revive as in other transcripts from justices.

Proceedings where no personal property can be found to satisfy executions.

SECTION 72. Taxes on unseated lands shall be returned to the county treasurer, and collected as heretofore, in the respective counties.

Taxes on unseated lands.

SECTION 73. The supervisor shall be allowed three per centum on all moneys collected by him, as compensation for such collection.

Percentage on collections.

SECTION 74. The township auditors shall annually, on the second Monday in April, audit, adjust and settle the accounts of the supervisor for the preceding year, and shall make entries thereof, stating each item of debt and credit in the books of the supervisor; and in making such settlement they shall

Settlement of accounts of supervisors, relative to.

charge the supervisor with any balance due the township for preceding years, the total amount of taxes levied as seated and unseated, on the accounts furnished by the supervisor and town clerk, and credit him with all exonerations allowed which the auditors shall deem just, with his commission, with taxes which could not be collected and with disbursements which he shall have made and for which he shall have the proper receipt of the person to whom payment shall have been made by him; and before allowing such account the auditors shall require the supervisor to make an affidavit in writing that he has received no other or greater amount from any and all sources than he has charged himself with, in pursuance of section sixty-two of this act, and that he has actually paid and the sums for which he claims credit, as disbursements, and had no interest, directly or indirectly, in any contract let by him.

Compensation
of supervisors.

SECTION 75. Supervisors shall be entitled to two dollars for each day actually employed in the performance of their duty, excepting the time employed in the collection of taxes.

Failure of su-
pervisors to per-
form duties,
relative to.

SECTION 76. If a supervisor fails to perform his duty, the court may, on petition, supported by affidavit, proceed by rule and *mandamus* to compel him to the proper performance thereof, and may, on three days' notice and good cause shown, remove him from said office and appoint another competent person in his stead to serve for his unexpired term.

Contractors
may enter upon
lands to make
or repair drains.

SECTION 77. Under the direction of the supervisor the contractor shall have power to enter upon any land or enclosure adjoining his section to make or repair necessary drains or ditches to carry the water therefrom, doing no unnecessary damage thereby.

Division of
roads on town-
ship lines, rela-
tive to.

SECTION 78. In the case of a public road on a line which divides two townships, the supervisors thereof shall divide said road between the townships in such way as will equally divide the expenses thereof if they can agree, and in case they cannot agree, the said court shall divide the same, and direct what part of the said road shall be opened and kept up by each township.

Supervisors to
erect index
boards.

SECTION 79. Supervisors shall cause to be erected, at the intersection of public roads, index boards, pointing out the places to which such roads lead, and the distances thereto.

How roads on
state line to be
divided.

SECTION 80. A road on the line between Pennsylvania and any adjoining state shall be divided in the same way by the township supervisor agreeing with the proper road authority of the adjoining state as to the part to be made and kept up by each, and a suitable record thereof shall be made in the township road book.

Bridges, how
built and main-
ed on township
lines.

SECTION 81. Where a ravine, or other place over which a bridge is necessary, shall be on the line between two adjoining townships, the bridge shall be built and maintained at the equal expense of each township, and the supervisors of both shall join in the letting of it.

When to be
built at expense
of counties.

SECTION 82. On the petition that a bridge is necessary, and that the expense of it will be more than one or two adjoining townships should bear, the court shall inquire by view in the manner provided for roads, whether such bridge is necessary,

and what will be the probable cost thereof, and the proper site therefor; and if it shall appear to the court and grand jury that there is necessity for said bridge, and that it is just that it should be built by the county, it shall be entered of record as a county bridge.

SECTION 83. Whereupon the county commissioners shall procure an exact plan, with specifications and estimate of cost of the bridge, and shall provide, in the county levies, the money necessary to erect it, and shall proceed to have it erected by contract.

County commissioners to procure plan, estimate cost, &c.

SECTION 84. If the county commissioners fail to perform their duty the court may, on petition supported by affidavit, proceed by rule and *mandamus* to compel them to the proper performance thereof.

Proceedings against commissioners for failure to perform duties.

SECTION 85. The bridge, when erected, shall be inspected by three competent persons, to be appointed by the court on petition of the contractor, after notice to the county commissioners.

Bridges to be inspected.

SECTION 86. Said inspectors shall be duly sworn, and shall report whether the bridge is erected and completed in a substantial and workmanlike manner, according to the plan and specifications of the contract.

Duties of inspectors.

SECTION 87. If the inspectors so report, and the report is approved by the court, the contract price shall be fully paid, according to the contract.

Contract price to be paid on approval of report.

SECTION 88. If the inspectors do not approve of the bridge they shall report wherein the bridge is defective, and what amount ought to be deducted from the contract price; and thereupon the court shall grant a rule on the contractor to show cause against the report.

If bridge not approved, inspectors to state wherein defective. Court to grant rule.

SECTION 89. On the return of the rule the contractor may show cause against the report, and thereupon the court shall determine the matter as may be just, or the contractor may file his declaration or statement in the common pleas, upon his contract, and proceed to trial in due course.

Proceedings on return of rule.

SECTION 90. Where changes are made in the plan contracted for, or extra work done by direction of the county commissioners, and the commissioners and the contractor cannot agree upon the value thereof, the contractor may recover by action any sum to which he is justly entitled.

Contractors may recover for extra work.

SECTION 91. Viewers of the site of a bridge, as aforesaid, shall report whether any change in the course or bed of the road to be connected therewith is necessary, and a draft showing the change, and if approved by the court the road shall be altered accordingly.

Duties of bridge viewers.

SECTION 92. Viewers to determine the necessity for, and site of a county bridge, and also inspectors of bridges, shall receive the same pay as road viewers, to be paid by the county if the bridge is approved, if not approved, to be paid by the petitioners for the view or inspection; payment to be enforced by rule and attachment as in road cases.

Pay of viewers and inspectors.

SECTION 93. County bridges shall be kept in repair under the direction of the county commissioners, and at the expense of the county; and the county commissioners shall cause to be made and maintained at each end of every county bridge,

Commissioners to keep county bridges in repair

Notice of penalties to be put up. having a span of forty-five feet or upwards, in legible characters, a notice of the penalties hereinafter provided for the protection of bridges.

Bridges on county lines, relative to.

SECTION 94. A view of a bridge on the line of adjoining counties may be petitioned for and granted in the court of either county, and shall be approved by the court and grand jury of both counties, and shall be built by contract with the commissioners of both counties, at the equal expense of each county, and shall be inspected by persons appointed by the court of either county, and kept in repair at the equal expense of each county; and if either county shall necessarily incur more than its due proportion of expenses, it may recover the sum from the other county by action.

Free bridges not to be erected within one mile of toll-bridges.

SECTION 95. No free bridge shall be erected within one mile of a toll-bridge constructed by any incorporated company, which shall have enjoyed the rights and privileges of incorporation for a less period than fifteen years; but the county commissioners of any county in which such bridge is situated, may offer the owners thereof such sum as three competent disinterested persons, to be chosen, one by each of the parties and the third by the two persons thus chosen, may after a careful view thereof determine it to be worth; and should said company not accept the said offer (which may be made in writing to the president or secretary of said company) within fifteen days after it shall be made as aforesaid, it shall be lawful for said commissioners, if a bridge is commissioned for and approved by the court in due form, to erect the same as near as may be desired by said toll-bridge.

Proceedings to purchase toll-bridges.

SECTION 96. The following offences shall be punished by a fine of five dollars for each offence, which shall be recovered with costs of suit as debts of like amount are recoverable, in the name of the commonwealth, for the use of the supervisor of roads of the township:

Penal provisions.

1. Willful filling up, injuring or destroying the course of any drain or ditch lawfully made for draining the water from any public road.

2. Willful moving or causing to be moved, any horse or other beast of burden, or any horned cattle, faster than a walk, over any wooden or iron bridge having a span of forty-five feet or upwards, whereon notice of the penalty is put up according to law.

3. Willful destroying, defacing or injuring any guide post, index board or bridge notice, erected by authority of law.

4. Carrying fire over any bridge, in whole or in part, built of wood, (of the length of span aforesaid,) except in a lantern or otherwise fully secured.

Act not to impair rights of companies.

SECTION 97. But this act shall not impair the right of any incorporated bridge company to make regulations for the preservation of its bridge.

Petition to court remedy against supervisors.

SECTION 98. In lieu of punishment by indictment, the remedy against supervisors of roads who refuse or neglect to open or repair public roads according to law, shall be by petition, verified by affidavit, to the court of quarter sessions, or to a judge thereof in vacation, setting forth with precision the road, and the fact of neglect or refusal to open, after demand

made, whereupon the court or judge shall grant a rule to show cause why a peremptory mandamus should not issue. Court to grant rule.

SECTION 99. Such rule shall be returnable not less than ten nor more than twenty days thereafter. When rule to be returnable.

SECTION 100. On or before the return day the defendant shall file an answer, verified by affidavit, setting forth fully the defences upon which he intends to rely. Answer of defendant.

SECTION 101. The petitioner may demur, plead to or traverse said answer, and the defendant shall, within days thereafter, take issue or demur to said plea or traverse. Proceedings after answer filed.

SECTION 102. If issue be joined in vacation, the case shall stand for trial at the next session of the court; but if issue be joined during the session, it shall be for trial at that session or the next, as the court may direct. When case to be for trial.

SECTION 103. An issue of fact shall be tried by a jury, if either party desire it, or by the court if both parties agree. Trial of issues of fact.

SECTION 104. In case the finding of the jury or the determination of the court be in favor of the petitioner, the court shall, subject to its discretion in granting a new trial, enter judgment thereon with costs, or be levied by execution or attachment, and shall award a peremptory writ of mandamus for the opening or repairing of the road, and enforce the same by attachment. Court to enter judgment and award mandamus, if finding or determination be for petitioner.

SECTION 105. If the finding of the jury or the determination of the court be for the defendant, judgment shall be entered in his favor for costs. Judgment for defendant.

SECTION 106. If the defendant fail to file an answer to the petition on the return day thereof, the judge shall, on due proof of service of notice, proceed to hear the matter *ex parte*, and shall enter judgment with costs in favor of or against the petitioner, and order or refuse the peremptory mandamus as may be just. When judge to hear matter *ex parte*.

SECTION 107. The word road, as used in this act, shall include streets and alleys in boroughs, and the like proceedings as to laying out, or widening or vacating, or vacating and changing the same, and obtaining damages therefor, shall be had as in the case of roads; but this shall not restrict the existing power of borough councils in regard thereto. Proceedings for laying out, &c., of streets and alleys.

SECTION 108. All acts and parts of acts inconsistent herewith are hereby repealed. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

H. JONES BROOKE,
Speaker of the Senate *pro tem*.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 991.

An Act

Appointing commissioners to lay out a state road from the village of Shoustown, in Allegheny county, to Bock's old mill, in Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That A. Thompson, John Hamilton and James Davis, of Allegheny county, be and they are hereby appointed commissioners to view and lay out and make a state road, beginning at the steamboat landing, at low water mark of the Ohio river, in the village of Shoustown, Allegheny county, and thence by the best practicable route, not exceeding at any point a grade of five degrees, to Bock's old mill, in Beaver county.

Duties. SECTION 2. That it shall be the duty of said commissioners, or a majority of them, after taking and subscribing an oath or affirmation before a justice of the peace, to perform the duties enjoined upon them by this act with fidelity and impartiality to carefully view the ground on which the said road may pass, and lay out and mark the same on the route agreed upon by them for the road aforesaid, in such manner as to enable the supervisors readily to find the same; and the said commissioners are authorized to employ one surveyor at a per diem allowance of five dollars, and two chain carriers at a per diem of two dollars each; and the said commissioners respectively shall receive a per diem allowance of two dollars for each day necessarily employed in the discharge of their duties enjoined by this act; which expenses shall be paid by the treasurers of the counties through which the road may be laid out, upon the rendition of the accounts of said commissioners, in proportion to the time employed in each county: *Provided*, If one of the commissioners perform the duties of surveyor, he shall receive an additional compensation of one dollar per day.

Drafts. SECTION 3. It shall be the duty of the commissioners to make three fair and accurate drafts of the location of said road, noting the courses and directions as they occur, one copy whereof to be deposited in the office of the clerk of the court of quarter sessions in the respective counties through which the road may pass, on or before the first Monday of October next; and thenceforth said road shall be public highway, and shall be opened to the width of thirty-three feet, and at a grade of five degrees from a horizontal plane, except at ravines and bridges, and made and repaired as all roads laid out by order of courts.

Vacancies. SECTION 4. The commissioners shall proceed as soon as practicable to complete the location of said road, and if any vacancies occur in their number, the same shall be supplied

by the remaining commissioners or commissioner, so as to constitute a board of at least three members.

SECTION 5. It shall be the duty of the supervisors of the several townships through which the said road shall pass, upon notice given, to proceed to open and make said road, under the same provisions as if said road had been laid out by order of courts of quarter sessions of the respective counties.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 992.

A Further Supplement

To an act to incorporate the city of Philadelphia, relative to incompatibility of members of council to office.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act approved the second day of February, Anno Domini one thousand eight hundred and fifty-four, entitled "An Act to incorporate the city of Philadelphia," and the several supplements thereto, as provides that persons holding appointments under the government of the state shall not be eligible to the select or common councils of said city, so far as relates to deputies and employees not holding commissions, be and the same are hereby repealed, and such provision shall have no force or effect whatever.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 993.

An Act

To erect an independent school district from a part of Morris township, in the county of Huntingdon, and Catharine township, in the county of Blair.

Territory.	<i>SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That the territory within the bounds herein described, and lying in the township of Morris, and county of Huntingdon, and the township of Catharine, in the county of Blair, and bounded and described as follows, to wit: Beginning at and including the farm of Thomas Cuning; thence to and including the farm of Daniel Keller, lot or piece of land of Jacob Keller, farms of heirs of John Walters, deceased, Joseph Isenberg, heirs of Thomas Donnelly, deceased, and such portions of the farms of James B. Carothers and James Patterson, as together with the above mentioned are situate in said township of Morris, and county of Huntingdon; thence to and including the land of Joseph Isenberg, farms of John Porter, Stephen Hammond, lot or piece of ground of John Carothers, farms of James B. Carothers, two of James Patterson, Robert Stewart and Robert Cuning, adjoining land of Thomas Cuning, the place of beginning, in said township of Catharine, in the county of Blair; and also including such lock-houses of the Pennsylvania Canal Company as naturally fall within said territory, be and the same is hereby erected into a separate and independent school district, to be called the Patterson independent school district, with all the rights and privileges that other school districts now or hereafter may be entitled to under the school laws of this commonwealth.
Erected into district.	<i>SECTION 2.</i> The qualified voters, residing in said district, shall meet, annually, at the school house, on the last Saturday of April, at two o'clock P. M., for the purpose of electing school directors; notice of which election shall be given by the secretary of the board of directors, by written notice posted up at three of the most conspicuous places in the district at least ten days before any such election; they shall at the first election elect two persons to serve as school directors for three years, two persons to serve as school directors for two years, and two persons to serve as school directors for one year, and annually thereafter two persons to serve as school directors for three years from the last Saturday in May next succeeding their election; and the school directors elected therein shall have all the powers and jurisdiction over said territory as fully and ample as if the same had been erected out of one county.
Name. Privileges.	<i>SECTION 3.</i> The first election under authority of this act
Election of directors.	
Powers of directors.	
First election.	

shall be held at the house of James B. Carothers, Stephen Hammond, giving the necessary notice thereof and acting as judge, and Enoch Isenberg and Thomas Cuning acting as inspectors; and the returns for said election for directors, and every subsequent one, shall be made by the officers conducting the same to the clerk of the court of quarter sessions of Blair county.

Returns of elections.

SECTION 4. The said school directors are hereby authorized and empowered in each and every year at the time of making assessments for state and county purposes, in a separate book to be kept for that purpose, to assess all property, professions, trades, occupations and persons within said district, subject to taxation under the school laws of this commonwealth; and the said school directors are further authorized and empowered to appoint a tax collector and treasurer for said district, and cause said taxes to be collected and applied to the school purposes of said district; and said treasurer and collector shall give bail, if required by the directors; and all the aforesaid property, professions, trades, occupations and persons shall be free from the imposition of any school taxes by the directors of the aforesaid townships; and the directors aforesaid are further authorized, at the annual meeting next preceding the day on which elections are to be held, to appoint one person to act as judge, and two persons to act as inspectors of said election.

Directors authorized to levy tax.

Authorized to appoint tax collector and treasurer.

Authorized to appoint judge and inspectors of elections.

SECTION 5. The said district shall hereafter make annual reports to the state superintendent of common schools in the same manner as other school districts are required by law to make reports, and shall be entitled annually to receive its proper quota of the state appropriation to common schools; and the jurisdiction of the courts of Blair for all school purposes shall extend over the whole of said district; and it shall be under the authority of the superintendent of common schools of Blair county as fully as if it had been erected entirely out of the territory of said county.

Annual reports.

State appropriation.

To be under authority of superintendent of schools of Blair county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 994.

An Act

Authorizing the board of school directors of Drumore school district, Lancaster county, to erect a building for township purposes, and to levy and collect a tax for the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the Drumore school district, in the county of Lancaster, be and are hereby authorized to levy and collect a tax from the taxable citizens of said township, to be used in the erection of a building in the village of Chestnut Level, in which the township and general elections, meetings of the school board and all other township meetings or meetings of township officers may be held: *Provided*, That the cost of said building shall not exceed the sum of two thousand five hundred dollars: *And provided further*, If, in the judgment of said board of school directors, it shall be deemed more advantageous to the interests of said township to remodel a building known as the old school house, for the purpose above indicated, they shall have full power and authority so to do, and use the money so assessed as a fund for that purpose: *Provided further*, That the provisions of this act shall not go into effect until a majority of the legal voters of the said Drumore township, at the next general election, have voted affirmatively on the question of the erection of said building or repairing old one, in which case the work shall be finished within eleven months from and after the aforesaid fall election of eighteen hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 995.

An Act

Authorizing the Oil City and Venango Mutual Insurance Company to expend the assets of said company for the fire departments of Oil City and Venango City.

WHEREAS, By an act of the general assembly of the commonwealth of Pennsylvania, approved April third, one thousand eight hundred and sixty-six, John Gotshall, William Philips, and others named in said act, were appointed commissioners and authorized and empowered to establish an insurance company, to be called and known by the name of the Oil City and Venango Mutual Insurance Company of Venango county, Pennsylvania:

And whereas, On the day of Anno Domini, one thousand eight hundred and sixty-six, in pursuance of said act, said company was organized and commenced business as an insurance company:

And whereas, Said company, about two years ago, withdrew all policies heretofore issued by it, liquidated all claims against it and closed up its business as an insurance company:

And whereas, The assets of said company are cash in the treasury, amounting to between seven and eight hundred dollars, and prospective damages from a suit now pending in the court of common pleas of Venango county, Pennsylvania, between said company and the Farmers Railroad Company, amounting to between three and four thousand dollars:

And whereas, It is the desire of the officers and directors of said insurance company, on the termination of said suit, after the payment of all costs, attorney's fees, and other expenses incurred in prosecuting said suit, to expend the balance of the assets remaining for the benefit of the fire department of the boroughs of Oil City and Venango City, in such sums and in such manner as to the said officers and directors of said insurance company may seem best; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That on the termination of the suit now pending in the court of common pleas of Venango county, Pennsylvania, between the Oil City and Venango Mutual Insurance Company, and the Farmers' Railroad Company, after the payment of all costs, attorney's fees and other expenses incurred in prosecuting said suit, the said officers and directors of said Oil City and Venango Mutual Insurance Company are hereby authorized and empowered to expend the balance of the assets remaining, for the benefit of the fire department of the boroughs of Oil City and Venango City, in such sums and in

such manner as to the said officers and directors of said insurance company may seem best.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 996.

An Act

To authorize the erection of a poor house by the borough of Milesburg and township of Boggs, in the county of Centre, and as many boroughs and townships as shall decide by ballot in favor of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the qualified voters of the borough of Milesburg and the township of Boggs, in the county of Centre, and as many other districts in said county as may desire to vote by ballot at the general election to be held in said districts on the second Tuesday of October next, on the subject of a poor house. All voting in favor of said poor house shall label their tickets, "for a poor house," and those voting against it shall label their tickets, "against a poor house."

Voters authorized to vote on subject of poor house.

How tickets to be labelled.

Duties of election officers.

SECTION 2. The election officers in said mentioned districts, and as many other districts as the qualified voters may desire to vote, shall prepare separate boxes and receive the votes of the qualified voters of the respective districts, under the same restrictions and regulations as is now provided by law for holding elections, and make an exact and correct return of the same, under oath, to the commissioners of the county by the return judge of said election.

Court to appoint commissioners.

SECTION 3. It shall be the duty of the judge of the court of quarter sessions to appoint a commissioner from each borough or township so electing, as soon after said election as convenient, or at the next term of the court in said county, whose duty it shall be to meet as soon thereafter as practicable, and determine upon and purchase such real estate as may be necessary and proper for the accommodation of said boroughs and townships; and it shall be lawful for said commissioners to take and receive proper conveyances therefor

Duties and powers of commissioners.

in the name and for the use of said corporation, and upon the receipt of such conveyance, to execute in the name of said corporation, and deliver to the vender or venders, bonds or mortgage upon said real estate to secure the payment of so much of the purchase money thereof as may then remain unpaid; and also to erect thereon suitable buildings for the accommodation and keeping of the poor of said boroughs and townships; and they are also authorized and empowered to borrow such sum or sums of money as may in their opinion be advisable and necessary, not exceeding twenty-five thousand dollars, at a rate of interest not exceeding seven per centum, to be used in the payment of the expenses of purchasing said real estate and erecting said buildings, and to secure the payment of the same by bonds and mortgage on said real estate: *And provided*, The said twenty-five thousand dollars be insufficient to the purchase of said real estate and of completing the necessary buildings, the said commissioners are hereby authorized to borrow a sum or sums sufficient for the same, not to exceed fifty thousand dollars.

SECTION 4. The commissioners are hereby constituted directors of the boroughs and township aforesaid, until successors are elected or appointed, and qualified as hereinafter provided; and they and their successors in office are hereby created a body politic and corporate in law, to all intents and purposes whatever relative to the poor of said boroughs and townships, and shall have perpetual succession, by the name, style and title of the directors of the poor of _____, and by that name may be sued, plead and be impleaded, receive, take and hold any lands, tenements and hereditaments, not exceeding the yearly value of five thousand dollars, to erect and keep in proper condition suitable buildings for the reception, use and accommodation and employment of the poor of said boroughs and townships, and to provide all things necessary for the lodging, maintenance and employment of the poor of said boroughs and townships.

Commissioners, constituted directors until successors are chosen.

Incorporation.

Title.

Powers and privileges.

SECTION 5. The said directors shall continue in office as directors of the poor until the next general election, in said boroughs and townships, for the election of local officers, at which time the qualified electors shall elect one from each borough and township in said corporation, to serve as directors of the poor for the term of three years, as hereinafter provided; and for the purposes of ascertaining the result of said elections, it shall be the duty of the judges of the elections in the several boroughs and townships, on counting the votes, to certify under oath to the one having the highest number of legal votes, that they are duly elected director of the poor for the said borough or township for the term of three years; and in case of a tie vote between the candidates for said office in either of the boroughs or townships in said corporation, the judge of the election shall put the names of the candidates thus having received an equal number of votes for the same office respectively into a suitable box or drawer, and after having fairly shaken them together, shall draw therefrom the paper containing the name of one of said candidates, and such person whose name has been thus drawn, shall be

Election of directors.

Vacancies to be filled by court.

Proviso.

Court may remove directors upon petition.

Directors to be sworn.

To appoint treasurer, steward, &c.

Treasurer and collector to give security.

Removals.

Vacancies.

Directors authorized to levy tax for purchasing real estate, erecting buildings, &c.

Rate of tax.

declared elected to the office aforesaid; and the said judge in whose presence the said drawings shall always take place, shall certify the election of said director, as well to himself, as to the board of directors of the poor of said boroughs and townships; and in case of a vacancy occurring in the board of directors of the poor of said boroughs and townships by death, resignation or otherwise, it shall be the duty of the judge of the court of quarter sessions of the county of Centre to appoint a suitable person to fill such vacancy for the unexpired term of the director: *Provided*, That the person appointed to fill any vacancy shall reside in the borough or township for which said vacancy shall be filled: *And provided further*, That the judge of the court of quarter sessions of Centre county shall have the power to remove any directors for gross neglect of duty or other misconduct, upon the petition of twenty or more of the electors of the said boroughs and townships respectively, on hearing of the complaint, and after reasonable notice to the director complained of.

SECTION 6. That the said directors shall, before entering upon the duties of their office respectively, be duly sworn or affirmed to faithfully discharge the duties of said office; and the persons herein appointed directors shall, as soon as they shall think proper after the passage of this act, appoint a treasurer, steward or superintendent, collector of poor taxes, and such other assistants as they shall deem necessary, who shall serve until successors are appointed; and in the month of January, in each and every year thereafter, the said directors shall appoint a treasurer, collector, steward or superintendent, physician, and such other assistants as they may deem necessary, to serve for one year, and until successors are appointed and qualified; the said treasurer and collectors to give bonds, with sufficient security, to be approved by the president judge of the court of common pleas of said county, and filed in the office of the prothonotary of said court, conditioned for the faithful performance of their respective duties, in such sums as the directors may require; any of the said officers or assistants may be removed by said directors for neglect of duty, or for improper conduct in office; and the vacancies, as well as all vacancies which shall otherwise occur, shall be filled by them.

SECTION 7. That the said directors, a majority of whom shall constitute a quorum for the transaction of business, shall have power annually, as soon after the returns of the annual assessment in said county as is practicable, to lay a rate of assessment upon all real and personal estate, trades and occupations, and all other matters and things made taxable under existing laws for state and county purposes, in the boroughs and townships aforesaid, for defraying the expenses of purchasing the real estate as referred to in the third section of this act, erecting said buildings and of stocking and fitting up the property of the corporation for the proper comfort and employment of the poor of said boroughs and townships, which shall be the same rate per centum in said boroughs and townships, and shall be levied upon the basis of the last adjusted valuation made for regulating county rates and levies:

and having caused fair duplicates of such rates or assessments by them laid to be made, which shall be signed by the president of the board and attested by the secretary, shall issue their warrants to the collector of such tax, therein authorizing and requiring him to demand, receive and collect from every person therein named, the sum wherewith such person stands charged, in the manner and by the same process as poor taxes are now by law collectible; and the directors shall from the time of providing by them of suitable buildings for the accommodating of said poor, exercise and perform all the powers and duties which overseers of the poor may and are now required to exercise and perform within said boroughs and townships, except so far as such acts, duties and powers as are herein expressly prescribed or limited.

Collection.
Directors to exercise the powers of overseers.

SECTION 8. That the said directors shall keep or cause to be kept a book or books, in which shall be entered the name or names, the age and sex, and place of nativity of all and every poor person coming from either of the boroughs or townships aforesaid, to whom they shall give relief in the poor house aforesaid; and they shall keep or cause to be kept a just and true account of the cost and expense of maintaining the poor admitted into the said poor house or relieved by the said directors from each of the said boroughs and townships respectively; and the said directors, or a majority of them, shall have power annually, as soon after the returns of the annual assessments in said county as is practicable, to lay a rate or assessment upon the real and personal estate, trades and occupations, and all matters and things made taxable under existing laws for state and county purposes within the boroughs respectively aforesaid, and within townships aforesaid, for defraying the expenses of maintaining the poor coming from the boroughs respectively as aforesaid, and from the townships aforesaid; which rates shall be levied upon the basis of the last adjusted valuation made for regulating county rates and levies, and shall not, together with the rate for which provision has been made in the preceding section of this act, exceed one cent on the dollar at one time; and having caused fair duplicates of such rates or assessment by them laid on the property aforesaid, in each of the said boroughs and townships to be made, which shall be signed by the president and asserted by the secretary, who shall issue their warrant to the collector of such tax, therein authorizing and requiring him to demand, receive and collect from every person therein named the wherewith such person stands charged, in the manner and by the same process as poor taxes are by existing laws collectible; the true intent and meaning of this act being that the boroughs and the townships of this corporation shall each pay the expenses of maintaining the poor at the poor house aforesaid, who are received and maintained there from each of the said districts respectively, and a rate or assessment shall be levied, as herein provided, for that purpose, upon each of the said districts, in proportion accordingly.

Duties of directors.

Authorized to levy tax for support of poor.

Limitation of rates.

How collected.

Each district to pay expenses of maintaining its poor.

SECTION 9. That the said directors shall have the exclusive Exonerations.

power to grant exonerations for taxes levied in pursuance of this act.

Accounts of collections, exonerations, &c., to be kept.

SECTION 10. That the said directors shall keep or cause to be kept, a book or books, showing the amount of the tax levied in each of said boroughs and in the said townships, the amount exonerated and collected in each, and the amount expended in maintaining the poor from each of the said boroughs and the said townships, which book or books shall at all times be open to the inspection of any of the electors in the said boroughs and townships.

Directors to file certificate when buildings are ready for reception of poor.

SECTION 11. That the said directors shall, as soon as they shall have provided suitable buildings for the accommodation of the poor of said boroughs and townships, filed in the office of the clerk of the court of quarter sessions of Centre county a certificate setting forth that such buildings are ready for the reception and accommodation of said poor; which certificate shall also contain a statement of the real estate purchased, with a brief description of the buildings thereon, the cost of procuring and fitting up the same, together with the cost of stocking and fitting up the property of the corporation; and they shall also thereupon give notice to the overseers of the poor of said boroughs and townships, of their readiness to receive and accommodate the poor thereof; which said overseers are required forthwith to furnish said directors with a list of the names of the persons then a charge upon said boroughs and townships respectively, or receiving relief therefrom, with the place of residence of each; and the said directors shall thereupon cause such poor persons, or such of them as they shall think it expedient to be removed to said house so provided, and thereafter to be kept, lodged and maintained therein so long as such persons shall continue a charge upon said boroughs or townships; and no person who shall refuse to go to said poor house, or to be maintained therein, shall be entitled to relief or support from said directors, or from said boroughs and townships during the time of such refusal: *Provided however,* That said directors may, if they think proper, furnish assistance and afford relief to any poor persons without requiring them to be removed to and kept at said poor house.

Notice to overseers.

Duty of overseers.

Removal of poor

Out-door relief.

Wc to be performed by inmates.

SECTION 12. That the said directors are hereby authorized to provide work and employment for such poor persons as may be able to perform any labor or pursue any employment; and if any poor persons, unless by reason of age, infancy, disease, infirmity or other disability, shall refuse to perform such reasonable labor or service as shall be allotted to or required of him or her by said directors, such person or persons shall not be entitled to or receive any relief or assistance during such refusal, and shall immediately upon such refusal be discharged from said poor house.

When overseers to cease acting.

SECTION 13. That the overseers of the poor and other persons having charge of the poor of the boroughs and townships aforesaid, shall, as soon as notified by the directors in the manner provided for in a preceding section of this act, cease to act as overseers of the poor in said boroughs and townships, except so far as may be required to settle, adjust

and close their accounts as overseers of the poor with said boroughs and townships, or with persons with whom they have transacted business; and they shall, upon demand, deliver to the said directors transcripts of all poor taxes remaining unpaid on duplicates in their hands, together with all books, orders, papers and documents pertaining to their office as overseers, and shall also pay to the said directors or to the treasurer appointed by them, all the moneys expended in their hands belonging to the said boroughs or townships; and the said directors shall forthwith issue their warrant to the collector for the collection of all such unpaid poor taxes, which shall be collected in the same manner as is provided for collection of taxes assessed by said directors.

To deliver to directors, books, moneys, &c.

Collection of unpaid taxes.

SECTION 14. That if upon a final settlement by said overseers of the boroughs and townships aforesaid of their accounts as overseers, any balance shall be found due them, or either of them, the said balance shall be certified by the auditors making such settlement; and thereupon the said directors are required to issue their order upon the treasurer in favor of said overseer or overseers for the amount or amounts so certified to be due.

Balance due overseers, how paid

SECTION 15. That the said directors are hereby required yearly, on the first Monday of January in each year, to make and prepare a statement, and to cause the same to be done, showing the income of said real estate for the preceding year as nearly as the same can be done, also the excess of the expenditures over and above said income during the said preceding year, the amount and kind of personal property then on hand, including grain, stock and all farming implements and conveniences, the number of persons admitted from each of the boroughs and townships aforesaid, and also the number discharged and belonging to the said boroughs and townships respectively, and the number belonging to each then therein, the length of time each of the said persons remained, and the age, sex and nativity of each, a just and correct account of the receipts and disbursements for each of the said boroughs and townships during the preceding year; which statement the said directors shall annually, in the month of January in each year, publish in any weekly newspaper published within the county, in three successive issues of the same, together with a statement of the aggregate amount of the receipts, disbursements and expenditures of said corporation during the preceding year, from any source whatever or from any cause of expense whatsoever.

Directors to prepare statement annually.

Statement, what to show.

To be published.

SECTION 16. That the director of each of the boroughs and township embraced, or that may be embraced, under the provisions of this act, and the senior directors of the aforesaid boroughs and townships shall jointly, or a majority of them, constitute a board of auditors to settle the account of the directors; and the said auditors shall meet for that purpose on the second Monday of January in each year, and shall receive for their services each one dollar and fifty cents for each day necessarily employed, which shall be paid out of the funds belonging to the corporation.

Board of auditors.

Meeting.

Compensation.

SECTION 17. That all orders issued for the relief of any Orders for relief

Admission and discharge of poor.

poor person or persons within said boroughs or townships, after the filing of the certificates mentioned in a preceding section of this act, shall be directed to the directors of the poor of — ; and upon the receipt of such orders said directors, or any of them, shall immediately proceed to inquire into the circumstances, and if the person or persons therein named are found to be entitled to relief, he or they shall furnish such relief, or cause such person or persons to be removed or taken to said poor house and there kept and maintained until legally discharged; but no person shall be discharged from said poor house unless at his or her own request, except by the direction of at least two of the said directors, though any one of the said directors shall have authority to direct a poor person to be admitted into the said poor house.

Directors authorized to bind out children as apprentices.

SECTION 17. That the said directors are hereby authorized to bind out poor children, under their care, whose parents are dead or unable to support them, as apprentices, in the same manner and under the same restrictions as the overseers of the poor may now by law put out such children; and the said directors shall exercise the same power and authority over all real and personal estate of any poor person under their care, as is now by law vested in the overseers of the poor.

To have control of property of poor.

Compensation of treasurer, directors, &c.

SECTION 19. That the compensation of the treasurer, collector, steward or superintendent, matron, physician and other officers or assistants, shall be fixed by the directors, and the compensation of the directors shall be fixed by the board of auditors, at each yearly settlement for the next succeeding year: *Provided*, That the compensation of said directors, from the passage of this act until the first settlement, shall be fixed by the board of auditors, at the first yearly settlement, the said directors to furnish the said auditors a correct account of the time and expense lost and incurred by them in attending to their duties, from which account the said compensation shall be fixed and adjusted.

Appeals from auditors' settlements regulated

SECTION 20. That the said directors or treasurer, or any one or more of the tax-payers of said borough or township, may, within thirty days from the yearly settlement, by the auditors as aforesaid, appeal from such settlement to a court of common pleas of Centre county, in the same manner and under the same provisions and regulations that appeals from settlements by township auditors are now allowed.

Orders on treasurer.

SECTION 21. That no money shall be paid by the treasurer except upon orders drawn by the directors and signed by the president and countersigned by the secretary.

Other districts may become part of corporation.

SECTION 22. That the boroughs or townships in the county of Centre, not included in this corporation, or either of them, may at any time elect to become a part of this corporation, and be entitled to all the benefits and privileges resulting therefrom, and be subject to all the provisions in this act contained; and for the purpose of enabling such boroughs or townships, or either of them, to join said corporation, it shall be lawful, upon petitions of the one-fourth or more of the voters thereof asking to become a part of said corporation, when upon an election shall be had; and if a majority decide in favor of the same the judge of the court of quarter sessions

Upon petition of voters, election to be held.

of the above named county shall appoint some suitable and competent person, resident of said borough or township, to be a director for said borough or township, who shall hold his office for the term of one year, or until his successor shall be duly elected and qualified; and at the next annual election succeeding said appointment the qualified electors of said borough or township shall elect one suitable and competent person to serve as director for the term of three years, and the same shall be done every three years thereafter: *Provided*, That said boroughs or townships respectively shall, on becoming a part of this corporation, pay a full proportion of the expenses incurred in purchasing of the real estate, erecting the buildings and fitting up and stocking the property; and to this end a rate or assessment shall be levied upon the said boroughs or townships, or either of them, in the same manner and with like force and effect as assessments are levied by virtue of the provisions hereinbefore contained in this act.

Court to appoint director.

Election of director.

Districts to pay portion of expenses.

Tax to be levied.

SECTION 23. That the expenses of the corporation, so far as paying the officers and assistants, costs of auditing accounts, and all other matters, except as hereinbefore provided, shall be borne by the several boroughs and townships included herein, in common, and shall be paid out of the funds of the corporation, to be raised in the manner hereinbefore provided; and in case of any tie vote between candidates for the office of director, in either of the boroughs or townships, at any election for director hereafter, the same shall be decided in the manner as hereinbefore provided for like occurrences.

How expenses of corporation to be borne.

Tie vote between candidates for director.

SECTION 24. That all acts of assembly, or parts of acts hereby supplied or inconsistent with this act, are hereby repealed.

Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 997.

An Act

Authorizing the macadamizing of Nicetown lane, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the chief and commissioners of highways of the city of Philadelphia shall, within sixty days from the passage of this act, enter into contract with competent person or persons to macadamize, in a proper manner, Nicetown lane from German-town avenue to Ridge avenue, in the Twenty-eighth ward of said city: *Provided*, That the expenses shall not exceed one dollar and twenty-five cents per square yard, and the entire expense shall be assessed pro rata upon the property on the line of said lane, and shall be collected by the contractor and in the manner now provided by law for paving.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 998.

An Act

Relative to the trust estate of Frederica Misca, authorizing the sale of a portion thereof.

WHEREAS, By deed poll bearing date the fourth day of February, one thousand eight hundred and thirty-five, Frederica Misca, then of East Penn township, in the county of Northampton, and state of Pennsylvania, spinster, after reciting therein certain causes her therunto moving, as by said deed recorded in the county of Northampton, in deed book A, volume six, page one hundred and fifty-three, will more fully on reference thereto appear, granted, bargained, sold and delivered unto George Douglas, his heirs, successors and assigns forever, gentleman, of the city of New York, all those certain two contiguous tracts of land situate on Mahoning creek, in the township of East Penn. county of Northampton, now in the borough of Lehigh, and township of Mahoning, county of Carbon, and state of Pennsylvania, known by the name of Gnandenhutten lands, subject to certain uses, trusts and conditions, amongst which are: *First*, That so much of the premises as shall be necessary therefor shall be set apart, appropriated to and used for the site of a church, meeting house or place of public worship, and graveyard attached thereto, to be erected for the use and benefit of a denomination or sect of christians called or termed Presbyterian: *Second*, That so much more of the premises as shall be necessary therefor shall be set forth and appropriated

for the site of a school house, to be erected in pursuance of the trust hereby created; and furthermore, to carry into effect the design of the grantor, empowered the said George Douglas, and his successors forever, to appoint and constitute such agents and trustees as may be deemed necessary in the premises:

And whereas, The said George Douglas, by virtue of the provisions and directions of the said deed poll, and being well satisfied that the objects of the same would be best promoted by the appointment of the persons hereinafter named as agents and trustees under said deed poll, by his deed of appointment, dated twenty-ninth day of December, one thousand eight hundred and fifty-two, recorded in Carbon county, in deed book number seven, page two hundred and twelve, constituted and appointed John Leisenring, Jonathan Simpson, Mark Hyndman, Joseph H. Siewers and William S. Gorman, being the trustees under the charter of incorporation of the First Presbyterian church of Mauch Chunk, for the year ending on the first day of February, one thousand eight hundred and fifty-three, and to their successors in office, agents and trustees under said deed poll, with the powers and authorities therein declared, and no others:

And whereas, The said Gnanenhutten lands lie partly within the present limits of the borough of Lehigh, but are unfavorably and inconveniently situated for the purposes of said trust; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That for the purpose of better carrying out the objects of said trust, the trustees of the First Presbyterian church of Mauch Chunk are hereby authorized and empowered to sell, and by deed convey, for a good and sufficient consideration, so much of said Gnanenhutten lands as they may deem meet, to the Lehigh cemetery, in fee, for cemetery purposes; and the money arising therefrom, and such other funds as the said trustees may have in their hands, arising from said trust estate, shall be set apart, appropriated to and used for the erection of a church, meeting house and place of public worship and school house, upon a more convenient and favorable site in said borough of Lehigh, to be erected for the use and benefit of the denomination or sect of christians called or termed Presbyterian; and for said purpose may purchase any lot or lots of ground, or may accept and receive any lot or lots of ground that may be conveyed to them for the objects aforesaid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 999.

An Act

To authorize the Auditor General, State Treasurer and Adjutant General to settle and adjust the claim of Washington Reifsnnyder, for services rendered the state in August, one thousand eight hundred and sixty-two, in enforcing the draft in Schuylkill county.

WHEREAS, Washington Reifsnnyder did, under authority from and at the request of the chief executive officer of the state, complete the enrolment of Cass township, in the county of Schuylkill, in the year one thousand eight hundred and sixty-two, at his own expense, thereby saving to the state and United States the services of a regiment of men, which had been detailed to enforce the enrolment; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general, state treasurer and adjutant general be and they are hereby authorized to examine the claim of Washington Reifsnnyder, and adjust the same; and the auditor general shall issue his warrant to the amount ascertained to be due said Washington Reifsnnyder, which shall be paid by the state treasurer out of any money not otherwise appropriated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1000.

An Act

To incorporate the Herdic Park Association, in the county of Lycoming.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Fletcher Coleman, S. D. Barrows, Peter Herdic, Robert M. Foresman, Henry Colton and A. J. Craft, their associates

and successors, be and they are hereby created a body politic and corporate in law, by the name, style and title of the Herdic Park Association, and by that name shall sue and be sued, and shall generally possess the powers and privileges of a corporation, with power to purchase, hold, sell, transfer or lease real or personal property in their corporate capacity.

Title.

Powers and privileges.

SECTION 2. That the object of said association shall be to provide, keep and maintain, in the county of Lycoming, grounds and other real and personal estate of a net yearly value not exceeding ten thousand dollars, suitable for gymnastic and other healthful and amusing exercises, and to hold exhibitions in the manner heretofore exercised by the state and county agricultural societies, for the improvement of the breed of horses, cattle and live stock generally, under such arrangements as may be prescribed by the board of directors, and to offer and pay such premiums for stock so exhibited and their performance, as they may deem necessary to promote the object of said exhibitions: *Provided*, That the right of admission to such exhibitions shall be confined to the annual subscribers authorized by this act, and to all other persons, on such terms as may be prescribed by the by-laws.

Object.

Right of admission.

SECTION 3. That so much of the profits of said association as shall be deemed expedient by the directors shall, from time to time, be divided amongst the stockholders; but no dividend shall be declared which will impair the capital stock of said association.

Dividends.

SECTION 4. That the capital stock of said association shall be twenty-five thousand dollars, divided into shares of twenty-five dollars each, with the privilege of increasing the same to any amount not exceeding fifty thousand dollars: *Provided*, That two-thirds of the stockholders consent to the same.

Capital stock.

SECTION 5. That at all the elections held by said association each member shall be entitled to one vote for every share of stock held, and stockholders shall have the privilege of voting by proxy.

Votes.

SECTION 6. That said association shall have annual subscribers, not exceeding one thousand in number, each of whom shall pay to the treasurer thereof such sum as may be prescribed by the board of directors: *Provided*, That no person shall be received as a subscriber under the provisions of this act, without the approbation of the board of directors; and the privileges of a subscriber shall at all times be subject to such rules and regulations as the board of directors may from time to time adopt.

Subscribers.

SECTION 7. That the officers of the association shall consist of a president, five directors, secretary and treasurer, who shall be elected by ballot, at such time and place, and in such manner as shall be prescribed by the incorporators or by-laws.

Officers.

SECTION 8. That no public or private road or alley of any kind shall be laid out or opened in or through the grounds or enclosures occupied by this association, for the exhibition of cattle, horses or other live stock, without the consent of two-thirds of the stockholders thereto.

Roads not to be opened through grounds without consent of stockholders.

SECTION 9. That the said association shall have the right and power to enact and enforce by-laws, prohibiting all prize

By-laws prohibiting prize fighting, betting, &c.

fighting, betting, gambling of any description, selling, bringing or using intoxicating drinks upon or near the premises of the association, and to eject from the premises all persons committing these or any other nuisances or disorder: *Provided further*, That the provisions of this section shall apply to any person or persons who shall erect or keep stands, or offer for sale, or exhibit any description of articles near the said premises, which may be deemed by the directors injurious to their exhibitions.

Membership.

SECTION 10. That every original subscriber shall be a member, but no transfer of stock shall confer the right of membership upon the transferee, or entitle him to vote at any meeting or election of said association, except such transfer should be approved of the board of directors, in such manner as the by-laws shall provide.

Assessments on shares.

SECTION 11. That the board of directors of said association shall have the power to assess upon each share of stock a sum not exceeding five dollars per annum; and if the same shall not be paid at such time as the board of directors may direct, the privilege of membership of the defaulting member shall be suspended until his assessment shall be paid; and if said assessment shall not be paid within one year after it shall have become due, then (except in case of absence from the United States during the entire period of an assessment year, which shall exempt from the assessment,) the share of stock on which said assessment remains due and unpaid may be forfeited by the board of directors and sold for the benefit of the association: *Provided*, That at least thirty days' notice shall be given of such assessment, and at least sixty days' notice to a defaulting member before any sale shall be made.

By-laws for government of association.

SECTION 12. That the members of said association shall have the right, at the first or any subsequent meeting, to establish and enforce such by-laws for the government of the association as they may deem expedient; which by-laws shall not be inconsistent with the constitution of the United States, the constitution of this state, or the provisions of this act.

Commissioners appointed.

SECTION 13. That Fletcher Coleman, S. D. Barrows and Robert M. Foresman shall be and are hereby appointed commissioners to open books and obtain subscriptions to the stock of said association, at such time and place and under such regulations as they deem expedient.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1001.

A Further Supplement

To an act authorizing the court of quarter sessions of M'Kean county to appoint commissioners to take exclusive charge of a portion of the road leading from Smethport, in M'Kean county, to Wilcox, in Elk county, and to appropriate taxes for the repair and changing the same, approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That section second of the supplement of the act to which this is a further supplement, approved the second day of April, Anno Domini one thousand eight hundred and sixty-nine, be so amended as to authorize the commissioners of said road to levy a tax of ten mills in the township of Sergeant, M'Kean county. Section second of supplement amended.

SECTION 2. That section third of said supplement be so amended as to read, "that the moneys arising from said taxes shall be expended upon the road in the county where levied," and that this act take effect immediately upon its approval. Section third of supplement amended.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1002.

An Act

Regulating the granting of licenses in the county of Sullivan.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the court of quarter sessions in and for the county of Sullivan, to hear petitions in favor of, and remonstrances against, the application of any person applying to said court for a license to vend vinous, spirituous, malt or

brewed liquors, by the quart or greater quantities, with or without other goods, wares or merchandise, in the said county of Sullivan, and thereupon to refuse the same whenever, in the opinion of said court, it is not necessary to accommodate the public, or will prove injurious to the people of the borough or township where it is proposed to vend the same.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1003.

An Act

Appointing commissioners to lay out a state road from Emlenton, Venango county, to Shippenville, Clarion county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That Edwin Meeker and Daniel Bostaph, of Clarion county, and John Zink, of Emlenton, Venango county, be and they are hereby appointed commissioners to view, lay out and mark

Route. a state road, beginning in the borough of Emlenton, Venango county, at or near the mouth of Richey's run; thence by the nearest and most practicable route to the turnpike in Shippenville, in Clarion county, at or near Shaffer's hotel.

Duties of commissioners. SECTION 2. It shall be the duty of the said commissioners, or a majority of them, after taking and subscribing an oath or affirmation before a justice of the peace, to perform the duties enjoined upon them by this act with fidelity and impartiality, to carefully view the ground on which the said road may pass, and lay out and mark the same on the route agreed upon by them for the road aforesaid, in such a manner as to enable the supervisors readily to find the same; and the said commissioners are authorized to employ two chain carriers at a per diem allowance of one dollar and fifty cents; and the said

May employ chain-carriers. commissioners respectively shall receive a per diem allowance for each and every day necessarily employed in the discharge of their duties, two dollars and fifty cents; and the commissioner who shall act as the surveyor and artist shall receive an addition of one dollar for each and every day necessarily employed in the discharge of his duty; which expenses shall

Compensation.

be paid by the treasurers of the counties through which the road may be laid out, upon the rendition of the accounts of the said commissioners, in proportion to the time employed in each county. How expenses to be paid.

SECTION 3. It shall be the duty of the commissioners to make out two fair and accurate drafts of location of said road, noting the courses and distances as they occur, with such other matters as may serve for explanation, one copy whereof shall be deposited in each of the offices of the clerk of the courts of quarter sessions of the counties aforesaid, on or before the first Monday of June next; and thenceforth said road shall be a public highway, and shall be opened to the width of thirty-three (33) feet, and at grade to not more than five degrees from a horizontal plane, and repaired as all roads laid out by the county are repaired. Drafts. Width and grade of road.

SECTION 4. The commissioners shall proceed, as soon as practicable, to complete the location of said road; and if any vacancy occur in their number, the same shall be supplied by the remaining commissioners or commissioner, so as to constitute a board of three members. Vacancies.

SECTION 5. It shall be the duty of the supervisors of the several townships through which the said road shall pass, upon notice given, to proceed to open and make said road, under the same provisions as if said road had been laid out by the respective courts of quarter sessions of the said counties. Duties of supervisors.

SECTION 6. That the said commissioners may, in the discharge of their duties aforesaid, follow the line of and adopt any existing public road in their route, or part of such public road, and may reject and vacate any and such other parts thereof as they may judge it best to do, having regard in all cases to the buildings and improvements along such existing road; and they distinctly set out and exhibit in each of their said two reports and drafts, so much and such parts of the said existing road as they shall adopt and shall vacate respectively in the laying out and making of the said state road. Commissioners may adopt existing roads, or vacate parts thereof. To set out in reports the parts adopted or vacated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1004.

An Act

To enable the East End Gas Company, in the city of Pittsburg, to issue bonds to be secured by mortgage.

Authorized to
issue bonds.

To secure bonds
by mortgages.

Mortgages to be
recorded.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of enabling the East End Gas Company, in the city of Pittsburg, to complete their works, and in order to provide means for the construction of the necessary gas mains and pipes, it shall and may be lawful for the said East End Gas Company to issue and dispose of, from time to time, coupon bonds for an amount not exceeding sixty thousand dollars, payable at such period or periods of time as the said East End Gas Company may appoint, not exceeding fifteen years from the date of said bonds, bearing interest at a rate not exceeding seven and three-tenths per centum per annum, with or without provisions for the payment, by the company, of any or all taxes on the principal or interest thereof, and to secure the said bonds by one or more mortgages of the whole or any portion of said gas works, mains or pipes, estate, real and personal, corporate rights and franchises acquired, and that may be hereafter acquired by said company.

SECTION 2. Any mortgage or mortgages executed and delivered under authority of this act shall be recorded in the office for the recording of deeds in the county of Allegheny, and shall thereupon be a lien on the property mortgaged wherever situated.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1005.

An Act

To establish a ferry over the Allegheny river, at or near Sarah furnace.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Dunlap, Samuel Dunlap and David Reynolds, or any two of them, and their heirs and assigns, shall have the right and privilege to have and maintain a public ferry across the Allegheny river, from Sarah furnace landing, in Madison township, Clarion county, to a point in Perry township, Armstrong county, at or near lands of Richard Jennings, in the state of Pennsylvania, and also the right and privilege of erecting posts on any land or lands contiguous to said ferry, and to extend from said posts a chain or wire in order to facilitate the crossing of said stream, and also the right and privilege of making all necessary roads to connect their landings with public roads: *Provided,* That the said John Dunlap, Samuel Dunlap and David Reynolds, or any two of them, and their heirs and assigns, shall pay to the owner or owners of the land or lands on which the said erections or other improvements hereby authorized shall be made, the damages which shall accrue to the said owner or owners in consequence thereof, to be assessed in the same manner as damages for the opening of private roads are now by law assessed: *Provided,* That said rope or wire shall be elevated or arranged so as not to obstruct or retard the navigation of said Allegheny river.

Ferry authorized.

Damages.

Navigation not to be obstructed.

SECTION 2. That if any person or persons shall wilfully pull down, cut or break, or in any way injure or destroy any rope, chain, wire, boat or other property, or shall take from its mooring any craft or boat belonging to said ferry, he, she or they so offending, shall each of them forfeit and pay to the said incorporators aforesaid, their heirs or assigns, the sum of thirty dollars in addition to all damages sustained by the owner of said ferry, to be recovered as debts of like amount are by law recoverable, without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

Penalty for injuring property.

SECTION 3. That all persons except the said incorporators aforesaid, their heirs, agents and assigns, are hereby prohibited from using the said Allegheny river for the purpose of a ferry within the distance of two miles of said established ferry; and any person or persons violating the provisions of this section of this act shall forfeit and pay to the said incorporators aforesaid, their heirs and assigns, the sum of one dollar for every traveler, team, head of cattle, horse or carriage ferried over the said river within the above-mentioned

Prohibition.

Penalty.

bounds, to be recovered as the penalties in the second section of this act are recovered.

Tolls.

SECTION 4. That the tolls for the said ferry shall be the same as established by law for the ferry at Franklin, in the county of Venango, on the Allegheny river.

Limitation.

SECTION 5. That the franchise hereby granted shall continue for the space of twenty years; but if the said incorporators aforesaid, their heirs and assigns, after the establishment of said ferry, shall neglect or refuse to maintain the same according to the provisions of this act, for the space of two years, then the franchise hereby granted shall absolutely cease and determine.

Forfeiture of
privileges
granted.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1006.

An Act

To repeal an act relative to fishing with seines or nets in the East Conococheague creek, in the county of Franklin, and Little Muddy creek, in the county of Lancaster, so far as the same relates to Franklin county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the act to prevent fishing with seines or nets in the East Conococheague creek, in the county of Franklin, and Little Muddy creek, in the county of Lancaster, approved April the first, Anno Domini one thousand eight hundred and sixty-eight, as relates to Franklin county, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1007.

An Act

Granting a gratuity and annuity to Michael Swisher, of Armstrong county, Pennsylvania, a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and directed to pay Michael Swisher, of Armstrong county, an annuity of forty dollars, commencing on the first day of January, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1008.

An Act

Authorizing taxes on dogs in the county of Armstrong to be applied to school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all moneys or taxes now collected, or hereafter to be levied and collected by the proper authorities in the county of Armstrong, in pursuance of an act of assembly, approved the twentieth day of April, Anno Domini one thousand eight hundred and fifty-four, relating to taxes on dogs owned or possessed by persons residing within said county, are hereby authorized and directed to be appropriated to school purposes within the said county; and it shall be lawful for the school directors of the respective districts thereof, or the officer duly chosen by them for such purposes, to receive from the treasurer of said county, or other person now authorized by law

to collect or disburse the said tax, whose duty it shall be to pay over to them or him all the moneys arising in the manner aforesaid, in equal amounts to each and every school district, to be by the boards of school directors within said county applied in the same manner as all appropriations, taxes and other funds of the school districts are by law directed to be applied and appropriated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1009.

An Act

To repeal an act, entitled "A further supplement to an act, entitled 'An Act to provide for the erection of a house of employment and support of the poor in the county of Westmoreland,'" approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "A further supplement to an act, entitled 'An Act to provide for the erection of a house of employment and support of the poor in the county of Westmoreland,'" approved the thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1010.

An Act

To prevent the sale of cider in less quantities than five gallons in the borough of Beaver, Beaver county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the sale of cider in less quantities than five gallons within the limits of the borough of Beaver, Beaver county, is hereby prohibited. Sale of cider regulated.

SECTION 2. Any person or persons violating the provisions of the foregoing section shall, on conviction thereof before any justice of the peace in said borough, be sentenced to pay a fine not exceeding twenty-five dollars, or to undergo an imprisonment in the common jail of the county for a period not exceeding ten days, or both or either, at the discretion of the justice. Penalty for violating act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1011.

A Supplement

To an act to incorporate the Philadelphia Fountain Society.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the Philadelphia Fountain Society shall, from and after the seventh day of March, one thousand eight hundred and seventy-two, consist of twenty-four persons, twelve of whom shall be males and twelve females, who shall be elected in like manner, and shall perform all the duties and exercise all the control, management and powers as are possessed and enjoyed by the board of managers now Board of managers to consist of twelve males and twelve females.

acting, pursuant to the provisions of the act to which this is a supplement.

Present board
may elect
twelve female
members.

SECTION 2. The present board of managers are hereby authorized, immediately after the passage of this act, to increase their number to twenty-four persons by the election of twelve females; and the said board, so increased, shall exercise all the powers, duties and authority now enjoyed and exercised by the present board.

Female mem-
bers authorized
to organize aux-
iliary boards.

SECTION 3. The female members of the board of managers of the said society, when duly elected, shall have power to constitute and organize such auxiliary boards, and elect officers therefor, subject to such by-laws as may be adopted by the board of managers of the principal society: *Provided*, That such by-laws shall in no wise conflict with the charter, as enacted by law.

Secretary to re-
ceive compensa-
tion.

SECTION 4. That the secretary of said society shall from time to time receive such compensation for his services as the board of managers may direct; and that all acts or parts of acts inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1012.

A Supplement

To an act incorporating the borough of White Haven, in Luzerne county.

Council may va-
cate part of El-
mira street and
piece of public
ground.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the town council of the borough of White Haven, in the county of Luzerne, are authorized to vacate all that part of Elmira street, in said borough, extending from the north side of Buffalo street to the south side of Susquehanna street, and also that piece of public ground belonging to said borough east of said last named street.

Effect of declar-
ing street and
ground vacant.

SECTION 2. That the said town council of said borough may declare said street and other public ground or property, designated and specified as aforesaid, vacant; and upon the said town council, or a majority of them, declaring the same vacant, and entering such declaration in the records of their

proceedings, the same shall be deemed and held as vacated, and no longer open to public use or occupancy, and be regarded as if the same had never been dedicated to public use.

SECTION 3. That it shall be the duty of the town council of said borough to cause to be erected and maintained at the expense of the said borough, a good and sufficient side-walk, either of wood or stone, not less than eight feet wide, along the north and south sides of said public ground, as well as along the north and south sides of the property now belonging to the said board of school directors, within four months after the passage of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1013.

An Act

For the repeal of so much of the fifth section of an act relative to the city of Pittsburg, passed the thirteenth day of April, one thousand eight hundred and fifty-nine, as relates to the time of making the annual appropriations.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the fifth section of an act, number five hundred and eighty-seven, approved the thirteenth day of April, one thousand eight hundred and fifty-nine, entitled "An Act relative to the city of Pittsburg," as relates to the time for making the annual appropriations from the time fixed under the act of April sixth, one thousand eight hundred and fifty, to the month of January in each year, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1014.

An Act

To extend the provisions of an act to increase the pay of road and bridge viewers and surveyors in the county of Susquehanna, approved April tenth, one thousand eight hundred and sixty-nine, to the county of Northampton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act to increase the pay of road and bridge viewers and surveyors in the county of Susquehanna, approved on the tenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be and the same are hereby extended to the county of Northampton.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1015

An Act

Authorizing the town council of the borough of Hazleton to build drains and sewers, and to file liens for the building of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act giving the right to the town council of the borough of Mauch Chunk to build drains and sewers, and to file liens for the building of the same, approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-nine, be and the same is hereby extended to the borough of Hazleton, in the county of Luzerne: *Provided*, That the second section of the act relating to Mauch Chunk borough, to which this refers, shall be so construed in this act that the charges shall cease whenever the borough of

Hazleton shall be fully re-imbursed by the property holders chargeable therewith, together with usual twenty per cent. penalty.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1016.

An Act

To repeal certain acts relative to the holding of elections in the county of Erie.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled “An Act to change the time of holding the elections in Erie county,” approved the eleventh day of March, one thousand eight hundred and sixty-nine, and so much of the fifteenth section of an act, entitled “An Act further supplemental to the act relative to the elections of this commonwealth,” approved the seventeenth day of April, one thousand eight hundred and sixty-nine, as requires all elections for city, ward, borough, township and election officers, to be held on the second Tuesday of October, be and the same are hereby repealed, so far as the same relates to the county of Erie. Repeal.

SECTION 2. That no election shall be held in said county for city, ward, borough, township and election officers, until the third Friday of March, one thousand eight hundred and seventy-one: *Provided*, That any and all such officers elected heretofore, and whose terms of office may expire on the third Friday of March, one thousand eight hundred and seventy, and on the second Tuesday of October of the same year, shall hold their offices until the third Friday of March, one thousand eight hundred and seventy-one, or until their successors in office are duly elected and qualified: *Provided*, That the proviso of this section shall not apply to the city of Corry, in said county: *And provided further*, That nothing in this act shall interfere with or prevent the holding of a special election, now ordered by law to be held in the Fifth When next election to be held.
Proviso.
Proviso.

and Sixth wards of the city of Erie, on the third Friday of March, one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1017.

An Act

For the division of the borough of Hazleton into two wards.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Divided into
two wards.

That from and after the passage of this act the borough of Hazleton, in the county of Luzerne, shall be divided into two wards, as follows, to wit: All that portion of said borough lying east of the centre line of Wyoming street, shall be called the East ward, and all that portion of said borough lying west of the centre line of said Wyoming street, shall be called the West ward: *Provided*, That the said borough of Hazleton shall be and remain a separate school district, as it now exists, and as if this act had not been passed.

East ward.

West ward.

Borough a separate school district

Wards separate election districts.

Election of officers.

SECTION 2. That the said East and West wards shall, from and after the passage of this act, form two separate election districts; and the qualified voters resident therein, shall hereafter separately elect in each year, on the day fixed by law for the holding of the annual election, one judge and two inspectors to conduct the elections in said wards; and all other borough officers as heretofore authorized where election is not herein otherwise provided for, shall be elected by the joint vote of said East and West wards, as if this act had not been passed; and the judges of the elections in the said wards are hereby appointed return judges of their respective wards, to meet at the council chamber in the fire engine house, in said borough, the day after said annual election in each year, at one o'clock in the afternoon, and after being duly qualified according to law, shall proceed to sum together the votes cast for the several candidates for the several offices as found in the duly certified returns of their respective election boards; and shall issue, duly certified under their hands and seals, notices to such persons as shall have received the greatest

Returns of elections.

Notice to persons elect.

number of votes for the several offices for which they were candidates, which notice shall be served upon the persons elect, in the same manner as is now directed by the election laws of this commonwealth.

SECTION 3. That the judge and inspectors who were elected at the last election in the borough of Hazleton, shall hold the next election for the East ward; and the qualified voters of the West ward, who may be present at the polls at the hour fixed by law for opening the next election, shall, by a majority of votes there present, elect one qualified voter to act as judge, and two qualified voters to act as inspectors for said ward, who shall conduct said first election after the passage of this act; and the election of such officers as may be herein provided for, shall be lawful, although no notice may have been given by the borough constable for the holding of the first election held under this act.

Officers to conduct first election.

SECTION 4. That all borough, general and special elections, in and for the said East ward, shall be held at the public house known as the Hazleton hotel, in said East ward; that all elections, as aforesaid, in and for the West ward, shall be held at the public house on Broad street, in said ward, now occupied by Asher Smith: *Provided*, That in all future elections to be held under this act, no person shall be entitled to vote for borough officers who shall not have paid, within one year, a borough tax, which tax shall have been assessed at least ten days preceding such election.

Places of holding elections.

Payment of borough tax required of voters.

SECTION 5. That hereafter the number of town councilmen and the number of school directors in said borough shall be six; three of the members of town council and three school directors shall reside in and be elected by the qualified voters of each ward; and the removal of a member of said council or school board from the ward in which said member was elected, shall render vacant the office to which he had been elected; and in case any vacancy shall occur in said council, either by death, resignation or otherwise, a majority of the remaining members, in regular succession, shall have full power to fill said vacancy by appointment until the next annual election; said election of town council and school directors shall take place at the next annual election, as provided by law; but the members of town council, school directors, and all other borough officers whose terms of office may not expire at the next election, shall continue in office until the expiration of their said terms of office respectively, and the election shall be held only for such number of members of town council, school directors, and other borough officers as may be hereafter necessary to fill vacancies which would have occurred had this act not been passed.

Councilmen and school directors, number, residence and election of.

Vacancies.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1018.

An Act

To prohibit the issuing of licenses to sell spirituous, vinous, malt or brewed liquors in the borough of Braddock, borough of Sewickly, townships of Wilkins, Versailles, Penn, North Fayette, South Fayette, Sewickly, Leet and Kilbuck, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Issuing licenses
to sell for drink-
ing purposes,
prohibited.

That from and after the passage of this act no licenses to sell, for drinking purposes, spirituous, vinous, malt or brewed liquors shall be issued to any person or persons in the borough of Braddock, borough of Sewickly, townships of Wilkins, Versailles, Penn, North Fayette, South Fayette, Sewickly, Leet and Kilbuck, in the county of Allegheny.

Penalty for sell-
ing, or renting
place to sell, for
drinking pur-
poses.

SECTION 2. That if any person or persons shall, for the purpose aforesaid, sell any spirituous, vinous, malt or brewed liquors, or any admixture thereof, after the passage of this act, or shall rent or let, to any person or persons, any house or place for the sale of such liquors aforesaid, within the boroughs and townships aforesaid, he, she or they so offending, upon conviction thereof in a court of competent jurisdiction, shall be fined in a sum of not less than fifty nor more than two hundred dollars, and upon a second conviction thereof shall be fined in a sum of not less than one hundred nor more than five hundred dollars: *Provided however,* That persons who are already licensed to sell spirituous, vinous, malt or brewed liquors within the limits of the said boroughs and townships, shall not be prohibited from selling the same until after the expiration of their licenses.

Proviso.

Duty of con-
stables.

SECTION 3. That it shall be the duty of the constable or constables of said boroughs and townships to make information against any person or persons offending against the provisions of this act, before some justice of the peace within said boroughs and townships; and if the said constable or constables shall neglect or refuse to make such information within ten days after he has had knowledge, either by notice given him or them, or otherwise, of any person or persons so offending, he or they shall be guilty of a misdemeanor in office, and upon conviction thereof shall be fined in a sum not less than two hundred nor more than five hundred dollars for each and every offence.

Penalty for ne-
glect of duty.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1019.

An Act

Concerning road taxes in the township of Plymouth, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the road taxes as may be hereafter assessed, including the present year, upon that part of the Shawnee flats, in the township of Plymouth and county of Luzerne, between the Garrison hill on the north-east, the old certified township line on the south-west, the Plymouth main road on the north-west, and the Susquehanna river on the south-east, shall be appropriated to the road leading through said flats, so as to make and keep the same in good condition; but not more than one-half of any yearly assessment shall be so expended.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1020.

An Act

To confer additional powers on the borough of Plymouth, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in addition to the powers and authority now vested in said borough, the town council and burgess are hereby invested with authority to enact and enforce, by penalties by them to be fixed, ordinances and regulations as follows, to wit: *First.* To prohibit the erection, construction, enlargement, extension or location of wooden, or part wooden buildings, in any and every part of said borough, by ordinance from time to time designated, and to direct and superintend

Burgess and council authorized to enact and enforce certain ordinances and regulations.

by the council or committee of council, in accordance with an ordinance or ordinances duly enacted on that behalf, the material and character, and thickness of walls and party walls, and location of building now being erected and constructed, and hereafter to be erected and constructed: *Second.* To fix the grade, character and kinds of side-walks and adjacent ditches, and drains to be constructed and maintained in said borough, and to change the same from time to time, and to provide by ordinance, under penalties in such ordinances to be set forth, by whom and at what time such side-walks, ditches and drains shall be constructed, maintained and repaired: *Third.* To enforce the payment of all fines and costs which may be adjudged by the burgess against any violator of the laws and ordinances of said borough, and under the sentence of said burgess, by imprisonment in the lock-up of said borough, or in the jail of the county of Luzerne, for such period not exceeding thirty days, and upon such terms as to release of imprisonment as may be fixed in that behalf by ordinance.

To publish statement of taxes assessed, fines imposed, &c.

SECTION 2. That the town council and burgess aforesaid shall, from and after the passage of this act, be and they are hereby required to publish for four successive weeks, in a newspaper published in said borough, beginning in the year one thousand eight hundred and seventy-one, on their first meeting in January, and in each and every year thereafter, on the same day, a full and complete statement and exhibit of the amount of taxes assessed, together with the amounts of all fines, penalties and forfeitures imposed and collected, with all the expenditures during the preceding year; and in case of failure to publish as aforesaid, the said burgess and town council shall be liable to pay a fine of fifty dollars, to be recovered before any justice of the peace, as sums of like amount are now recoverable by existing laws; the said fifty dollars to be paid into the treasury of the said borough.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1021.

An Act

Regulating the election of the town council and school directors of the borough of Plymouth, county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of Plymouth, in the county of Luzerne, consist of six persons, three of whom shall be residents and qualified electors in the East ward, and three of whom shall be residents and qualified electors in the West ward; and the qualified electors in each ward of said borough shall, at the next annual election hereafter held, elect three persons as members of the town council, one to serve one year, one to serve two years, one to serve three years, and annually thereafter one person, resident of said ward, to serve as councilman for such ward for the term of three years. Town council.

SECTION 2. The two wards of the borough of Plymouth shall together constitute one common school district; and the board of school directors of said district shall consist of six persons, three of whom shall be residents and qualified electors in the East ward, and three of whom shall be residents and qualified electors of the West ward; and as the term of office of the present members of the board of school directors expire, the ward in which there is a deficiency shall elect a sufficient number to supply said deficiency; and annually thereafter the qualified electors of each ward shall elect one person, a resident and qualified elector of said ward, as school director, to serve for three years; and the voters in each ward shall, at the next election held in said borough, for borough officers, elect one justice of the peace and one constable for each of said wards. School directors
Justices of peace
and constables.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1022.

A Supplement

To an act, entitled "An Act providing for the introduction of water into the borough of Lebanon," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Burgess and
council may
take possession
of springs, &c.

That in addition to the authority vested in the burgesses and town council of the borough of Lebanon, their agents and employees, in and by the fifth section of the act to which this is a supplement, it shall be lawful, and the burgess and town council of the borough of Lebanon, Pennsylvania, their agents and employees, are hereby authorized to enter upon and take possession of any spring or springs, stream or streams, or other body of water within the county of Lebanon, or any county or counties adjacent thereto, which they may deem necessary for the purposes of the act to which this is a supplement, and the said spring or springs, stream or streams, or other body of water, to conduct into the reservoir or reservoirs for supplying Lebanon borough with pure water, in the manner provided by the said fifth section of the act to which this is a supplement.

May take pos-
session of prop-
erty upon ten-
dering bonds to
claimants.

SECTION 2. That in addition to the proceedings where the borough authorities and parties owning the land and material to be taken cannot agree upon the amount of compensation therefor, provided for and directed in the sixth section of the act to which this is a supplement, it shall be lawful for the said burgesses and town council of the borough of Lebanon, their agents and employees, to enter at once into possession or use of such lands or premises, upon giving or tendering to the owner, claimant or claimants, their bond or bonds in such amount and with such security as may be approved by one of the judges of the court of quarter sessions of Lebanon county, conditioned for the payment of such award as may be made and confirmed.

Owners of build-
ings liable for
water rates.

SECTION 3. That each and every owner of a house or houses, or buildings in the borough of Lebanon, located on a street along which water mains may be laid, and out of which a supply of water can be had by the owners thereof at their pleasure, shall be charged and held liable whether the water is used by him or them, or in their buildings or not, respectively, to the borough of Lebanon, for the water rates; and said rates, if not paid within the time limited for the collection of other taxes shall, after a lien or liens have been filed for the same in the office of the prothonotary of Lebanon county, be a lien on the real estate of the said owners thereof respectively, and collectible in the same manner as liens of mechanics and materialmen are now by law collectible: *Provided,* That persons, owners

Rates to be liens

Proviso.

of houses or buildings not using, or in which is not used the water belonging to the said borough, shall be charged at the minimum rate of the water supply.

SECTION 4. That all acts or parts of acts inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1023.

A Supplement

To an act, entitled "An Act for the regulation and government of the Lehigh county prison," approved the sixth day of April, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the official name or title of the officer of said prison, styled in said act the keeper, be changed to that of warden, and that the names of the prison commissioners, in said act, be changed to prison inspectors.

Name of keeper and prison commissioners changed.

SECTION 2. That the said prison inspectors of said Lehigh county prison shall have full power and authority to remove from said prison to the State Lunatic Hospital of Pennsylvania, any convict who may become or be insane while in confinement in said prison, upon the certificate of the prison physician as to the fact of such insanity, and upon the order of the court of quarter sessions of said county, or by one of the judges thereof, directing such removal; which said convict shall be kept and maintained in said hospital, when removed as aforesaid, at the cost and expense of said county of Lehigh, until the expiration of the time or times of his imprisonment, and shall then be discharged and liberated therefrom as a convict, by order of said court of quarter sessions; and in the event of restoration to sanity, the said convict shall be re-transferred to the said Lehigh county prison, as is provided by the third section of a supplement to the several acts of assembly relative to the Pennsylvania State Lunatic Hospital, approved the eighth day of April, Anno Domini one thousand eight hundred and sixty-one.

How insane convicts may be transferred to lunatic hospital.

How expenses to be borne.

To be re-transferred to prison in event of restoration to sanity.

Inspectors may
take affidavits,
&c., of prisoners

SECTION 3. That each of the prison inspectors of the Lehigh county prison are hereby authorized and empowered to administer oaths to the prisoners in said prison, and to take their affidavits and depositions in all cases where the same is required by said act to be done.

Salary of in-
spectors.

SECTION 4. That the prison inspectors of the Lehigh county prison shall each receive a salary of fifty dollars per annum, or at that rate, for their services, while they continue in the office and perform the duties thereof; which salary shall be paid them out of the county treasury.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1024.

An Act

To allow the qualified electors of Bedford county to vote for or against the sale of the present poor house property, and to authorize the appointment, by the court of common pleas, of commissioners to sell all the real estate known as the poor house property, to purchase other real estate, and erect suitable buildings for the sheltering and maintenance of the poor.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Court to appoint
commissioners.

That it shall be the duty of the court of common pleas of said county to appoint three commissioners to discharge the duties enjoined by this act.

Sale of poor
house property
to be submitted
to vote of elect-
ors.

SECTION 2. That an election shall be held on the twenty-seventh day of May next, at the usual polling places, by the election officers elected at the last general election, at which election all the qualified electors of said county shall be entitled to vote; and those in favor of the sale of the present poor house property shall vote a ticket with the words, "poor house" on the outside, and the words, "for sale of poor house," on the inside; and those opposed to the sale of the present poor house property shall vote a ticket with the words, "poor house" on the outside, and the words, "against the sale of poor house," on the inside; and the sheriff of said county is hereby directed to give notice of said election, by proclamation in two newspapers in said county, at least three

weeks before said election is held ; the expenses of said election shall be paid out of the county treasury.

SECTION 3. It shall be the duty of the several return judges to meet at the court house in Bedford, on the Monday next following said election, at one o'clock P. M. ; and if a careful count of the votes cast shows that a majority are in favor of the sale of the present poor house property, it shall be the duty of the commissioners appointed under the provisions of this act to purchase other real estate, not exceeding one hundred and seventy-five acres, and erect thereon suitable buildings for the accommodation and maintenance of the poor ; and if a careful count of the votes cast shows that a majority are against the sale of the present poor house property, it shall be the duty of the said commissioners to erect suitable buildings thereon upon a site selected by them.

Duty of return judges.

Duties of commissioners.

SECTION 4. If said election shall result in favor of the sale of the present poor house property, said commissioners are hereby authorized and directed to sell the same at public sale, as a whole or in parts, and make a deed or deeds in fee simple to the purchaser or purchasers, upon such terms and conditions as may seem most advantageous : *Provided*, That no such sale shall be made until after other real estate shall have been purchased.

If majority of votes be for sale, then commissioners to dispose of property

Proviso.

SECTION 5. A majority of said commissioners shall be a quorum to transact business ; and they are hereby authorized and empowered to issue bonds for the payment of the purchase money of the real estate bought by them, and for the cost of building, in sums or amounts not exceeding one thousand dollars, and payable in not more than ten annual instalments, with interest not exceeding six per cent., payable semi-annually.

Commissioners authorized to issue bonds.

SECTION 6. It shall be the duty of the county commissioners of Bedford county to pay over, or cause to be paid over to the commissioners appointed under the provisions of this act, all moneys and taxes levied and collected by them, at any time heretofore, for the purpose of erecting poor house buildings in said county, and to levy, collect and pay over to said commissioners, from time to time, taxes that may be necessary to carry out the purposes of this act ; and the said commissioners are hereby authorized and empowered to settle with and adjust the accounts, annually, of the county commissioners, so far as relates to the taxes herein named : *Provided*, That all moneys paid over by the county commissioners, as aforesaid, shall be paid on checks or orders signed by a majority of the commissioners appointed under the provisions of this act and not otherwise.

County commissioners to pay over moneys and taxes collected.

To levy taxes.

Settlement of accounts.

How moneys to be paid.

SECTION 7. It shall be the duty of the commissioners appointed as aforesaid to publish annually, in two newspapers of said county, a detailed statement of all receipts and expenditures for the purposes herein named.

Commissioners to publish statement of receipts and expenditures.

SECTION 8. That each of said commissioners shall, before entering upon his duties, take an oath or affirmation, before some person having authority to administer oaths, that he will discharge the duties enjoined by this act with fidelity to the best of his judgment and ability ; which said oath or affirma-

To be sworn.

Compensation.

tion shall be filed in the office of the clerk of the court of common pleas of said county; and each commissioner of said county, and each commissioner aforesaid, shall receive for his compensation the sum of two dollars for each day spent in the discharge of his duties.

Duty of directors of poor on completion of buildings.

SECTION 9. That as soon as suitable buildings shall have been erected it shall be the duty of the directors of the poor and of the house of employment of Bedford county to remove the paupers of said county into said buildings, and provide such furniture and other personal property, in addition to that already in their possession, as may be necessary and proper in the premises.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1025.

An Act

Authorizing the school directors of Armstrong township, Lycoming county, to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Armstrong township, Lycoming county, be and they are hereby authorized to borrow any sum of money, not exceeding five thousand dollars, for school and school building purposes, and to issue bonds therefor, with interest at six per cent. per annum; said bonds to be exempt from taxation except for state purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1026.

An Act

For the protection of farmers and land owners in the townships of Maiden Creek and Ontelawnee, in Berks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall not be lawful for any animals of the horse, cattle, sheep or swine kind to run at large in any public highway, in the townships of Maiden Creek and Ontelawnee, Berks county: *Provided nevertheless,* That this shall not be construed to prevent any person from driving said animals on said highways from one place to another.

Certain animals prohibited from running at large

SECTION 2. It shall be lawful for any resident of any of the said townships, and they are hereby empowered, without any special warrant or authority, other than this act, to seize or take into custody or possession, any animal aforesaid which may be running at large contrary to the preceding section of this act, in any public highway, in any of the said townships, and upon or opposite any lands owned or occupied by any resident aforesaid, or which may trespassing upon any premises owned or occupied by any resident of any of said townships.

Residents may seize animals found running at large.

SECTION 3. Whenever any animals aforesaid shall be seized or taken into custody under the provisions of this act, it shall be the duty of the officer or person making the seizure, to give immediate notice to any of the justices of the peace of the township in which the seizure may be made; and the said justice shall thereupon give notice by at least six written or printed handbills, put up in the most conspicuous places in said township, describing said animals, and also notice that the same will be sold at a time and place in said handbill mentioned, not less than five nor more than twenty days thereafter: *Provided,* That if the owner of said animal or animals be known to said justice, he shall, in addition, cause one of said handbills to be served upon the owner, either personally or by leaving the same at his or her residence, with an adult member of the family of said owner; and in case, at or before the day of sale, the owner or owners of the same shall appear before said justice, and by his or their oath, affirmation or otherwise, satisfactorily prove ownership, pay all charges of keeping the same and all damages, if any, committed by the same at the time of seizure, to be estimated by said justice, in the presence of the said owner, at any time before the sale, together with the following penalty or charge, to wit: For any animal of horse or cattle kind, two dollars; every animal of the sheep or swine kind, one dollar; one-half thereof to the said justice and the other half to the person or officer making the seizure, the said owners shall be entitled to the

Proceedings when animals are seized.

possession of the same: *Provided further nevertheless*, That if the owner of the animal or animals so seized aforesaid, shall at the time of his appearance before said justice, by his or her oath or affirmation, or otherwise, make it satisfactorily appear that the said animal or animals has or have broken from well fenced enclosures without the knowledge of the said owner or owners, the said owner or owners shall be entitled to the possession of the same upon payment of all damages done by the same and all charges for the keeping thereof, to be estimated by the said justice, and upon payment of the further sum of fifty cents to the said justice, and fifty cents to the officer making the seizure, if the seizure shall have been made by an officer; in case no owner shall appear, or if appearing, fail to pay the charges aforesaid, it shall be the duty of the said justice to sell said animal or animals at public sale, at the time and place advertised, and pay the overplus, after deducting the aforesaid penalty, charges and expenses, to the owner or owners thereof.

Powers and
duties of con-
stables.

SECTION 4. It shall be lawful for the constable or constables of any of said townships to exercise all the powers conferred by this act upon the residents of any of the said townships, and they are hereby required, upon notice given to them by any of the residents aforesaid, of any of said townships, to seize and take any animals running at large contrary to the provisions of this act, under a penalty of five dollars, to be recovered before a justice of the peace as all actions of debt are now recovered by law, for the use of the public schools of the townships where said constable resides, for every neglect or refusal upon notice to enforce the provisions of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1027.

A Supplement

To an act to incorporate the Lorberry Creek Railroad Company. approved March thirtieth, one thousand eight hundred and thirty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Lorberry Creek Railroad Company may extend its railroad from the colliery of Miller, Graeff and Company, along the north side of Fourth or Stony mountain, any distance not exceeding fifteen miles.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1028.

An Act

Fixing the compensation of the supervisors of the township of Hanover and the North and South districts of Wilkesbarre township, Luzerne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fees of each of the supervisors of the township of Hanover and of the North and South districts of Wilkesbarre township, Luzerne, shall be two dollars and fifty cents per day.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1029.

An Act

To repeal the third section of an act approved the tenth day of April, one thousand eight hundred and sixty-nine, relating to expenses of making and repairing roads in Conyngham township, Columbia county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the third section of the act approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-nine, relating to the election of supervisor and expenses of making and repairing roads in Conyngham township, Columbia county, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1030.

An Act

To amend the act, entitled "An Act authorizing the Wilmington and Western Railroad Company to connect their railroad with the Delaware and Pennsylvania railroad, in this commonwealth."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act authorizing the Wilmington and Western Railroad Company to connect their railroad with the Delaware and Pennsylvania railroad, in this commonwealth," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine, be amended by adding thereto, next after section three, as follows, to wit:

SECTION 4. And the said Wilmington and Western Railroad Company are hereby further authorized to extend a branch from some suitable point on the line of their road to

connect with the Philadelphia and Baltimore Central railroad, at the borough of Kennet or other desirable point: *Provided*, That such branch shall not extend more than four miles into this commonwealth, and that the same be built and operated in accordance with the provisions of section two and three of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1031.

An Act

Supplementary to an act, entitled "An Act relative to the selling of the repairing of the public roads in certain townships in Schuylkill county," approved the nineteenth day of January, Anno Domini one thousand eight hundred and sixty.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the provisions of an act, entitled "An Act relative to the selling of the repairing of the public roads in certain townships in the county of Schuylkill," be and the same are hereby extended to the township of Butler, in the county of Schuylkill: *Provided*, This act shall not apply to the present supervisor.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1032.

An Act

Relating to district teachers' institutes in Westmoreland county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the holding of district institutes by the teachers of common schools in the county of Westmoreland, be left to the option or discretion of the school directors of each district; and all laws to the contrary are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1033.

An Act

To authorize the burgess and town council of the borough of Beaver Falls, in the county of Beaver, to establish such rates of license as they may deem proper, on all carts, drays, wagons and other vehicles passing in or through said borough, and to provide for the collection of the rates so ordained by them from all persons, firms or corporations, not exempt by this act, that may use the streets in the said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall and may be lawful for the burgess and town council of the borough of Beaver Falls, in the county of Beaver, and they are hereby authorized and empowered to enact ordinances from time to time, establishing such rates of license as they may deem proper, on all carts, drays, wagons and other vehicles passing in or through said borough, and to provide for the collection of the rates so ordained by them from all persons, firms or corporations, not exempted by this act, that may use the said

Licensing of vehicles, relative to

streets, whether residents or non-residents therein, under such penalties, not exceeding fifty dollars in each case, as they may prescribe: *Provided*, That this act shall not apply to strangers or travelers passing through, or to farmers and dairymen offering produce for sale.

SECTION 2. That the burgess and town council of the borough of Beaver Falls aforesaid, are hereby authorized and empowered to levy and collect, for the year one thousand eight hundred and seventy, and annually thereafter, a tax not to exceed fifteen mills on the dollar on the valuation as assessed for county purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1034.

An Act

For the incorporation of the Grand Lodge of the Independent Order of Good Templars of the state of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Simeon B. Chase, E. W. Kirby, Annie Johnson, L. Ellen Wright, J. E. Johnson, J. Hannun Jones, James Black, E. H. Rauch, Azro Goff, Chill Hazzard, George W. Hinkle, Sampson S. King and John O. K. Roberts, and all persons who now are or may hereafter become associated with them, or their successors, are hereby constituted a body politic and corporate, by the name and title of Grand Lodge of the Independent Order of Good Templars of the state of Pennsylvania, and as such shall have perpetual succession, and be able to sue and be sued in all courts of record and elsewhere, and they and their successors may have and use a common seal, and alter and renew the same at pleasure, and for the purpose of their incorporation, as hereinafter named, and for no other purpose, to purchase and receive, take and hold lands, tenements and hereditaments, goods, moneys, chattels and all kinds of estates which they may obtain by gift, grant, devise or bequest in any last will or testament, so far as the laws of this state, in regard to devises, will permit, and the same to sell, alien, devise or convey, as the interests of said organiza-

Taxation for borough purposes, relative to.

Corporators

Title.

Powers and privileges.

Income limited. tion may require : *Provided always*, That the clear yearly income of the real and personal estate, held by the said corporation, shall not at any time exceed the sum of twenty thousand dollars.

Object. SECTION 2. The object of said organization shall be the promotion of the cause of total abstinence from the use of and the traffic in intoxicating beverages, and the publication and dissemination, by sale and otherwise, of books, tracts, periodicals or other printed matter relating to the same ; the principal business office shall be located in Lancaster.

Office. SECTION 3. The said corporation may from time to time adopt such constitution, rules and by-laws for carrying into effect the objects stated in section second, and for defining terms of membership, the election and appointment of agents of the corporation, with suitable compensation for services, which shall not be inconsistent with the laws of this state or of the United States.

Constitution, rules and by-laws. Management. SECTION 4. The management and disposition of the affairs of this organization shall be vested in such officers and board of managers as may be annually elected or appointed, in mode provided in the constitution and by-laws of said organization, and who shall hold their offices until others are elected or appointed in their stead.

Rights, privileges, &c. SECTION 5. The said corporation shall be entitled to all the rights and privileges and immunities which are granted by the general laws of the state in reference to corporations.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1035.

An Act

To allow the Lutheran and Reformed congregations to dispose of a certain tract of land in the borough of Lebanon.

WHEREAS, John Hamsler, by his indenture, bearing date the second day of November, Anno Domini one thousand seven hundred and sixty-two, and Caroline, his wife, did grant, convey and confirm unto John Adam Stager, Frederick Wolfersberger, Martin Hiller and David Harpler, two acres and twelve perches of land, more or less, situate in South

Lebanon township, in the county of Lebanon, adjoining lands of George Glosstrener, John Hampster and others, in trust and for the only use, benefit and behoof of the Lutheran and Calvinistic (now German Reformed) congregations, settled and established in that part of the county, where the said granted premises are situate forever:

And whereas, The said Salem's Lutheran congregation of Lebanon, and Mount Tabor German Reformed congregation of Lebanon, (now usually called the First Reformed congregation,) are the two congregations then settled and established in that part of the county where the said premises are situated, and the indentical congregations named and meant in said deed:

And whereas, The board of trustees of said congregations are desirous of selling and disposing of said tract of land, less that portion of the same occupied as a burying ground, and to apply the proceeds thereof, or so much as is required from time to time toward keeping said burial ground in repair:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the board of trustees of said Salem's Lutheran congregation of the borough of Lebanon, and the board of trustees of Mount Tabor (First) German Reformed congregation of the borough of Lebanon, for the time being, and their successors in office, or such person or persons as said board of trustees shall designate, be authorized and empowered to dispose of said messuage and tract of land, less the part occupied as a burying ground, and execute a deed or deeds of conveyance, in fee simple, to the purchaser or purchasers thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 1036.

An Act

To authorize an increase of taxes in the borough of Emporium, in the county of Cameron.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*,

That the corporate authorities of the borough of Emporium, in the county of Cameron, be and they hereby are authorized to assess, levy and collect a borough tax, at such rate as may be necessary, to meet the expenses of said borough, not exceeding in any one year the rate or sum of one and one quarter per centum on the dollar of the adjusted valuation made for county purposes.

BUTLER B. STRANG.

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1037.

An Act

To vacate an alley in the borough of Danville, Montour county, Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an alley running from Mowery street west through the property of William Hartzell on the north side, and Mrs. Jacob Snyder on the south side; thence to another alley running north and south; thence through the property of Daniel Trumhaver on the north, and D. S. Lechler on the south, to Honeymoon street; thence through property of Franklin Boyer, both sides, north and south, and ends at the west at a lot of the said Franklin Boyer, in the Second ward of the borough of Danville, be and the same is hereby vacated.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1038.

An Act

To authorize and require the school directors of Turbet township, Northumberland county, to levy and collect an additional amount of tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Turbet township, Northumberland county, are hereby authorized, empowered and required to levy and collect, in connection with the school tax for the year Anno Domini one thousand eight hundred and seventy, an additional amount, not exceeding six hundred dollars, to pay the balance of indebtedness of said township for bounties paid to volunteers.

School directors
to levy bounty
tax.

SECTION 2. If any overplus of said additional tax shall remain after paying the balance of indebtedness for bounty purposes, the same shall be included in the settlement of the school tax for the year one thousand eight hundred and seventy.

Disposition of
surplus moneys.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one, thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1039.

An Act

To authorize the school directors of Warren borough, Warren county, to borrow money and assess additional school tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Warren, in the county of Warren, be and they are hereby authorized to borrow any sum of money, not exceeding ten thousand dollars, for the purchase of additional ground for school purposes and for the erection of an addition to the school house or a

Authorized to
borrow money
and issue bonds.

new building, and to issue bonds therefor, executed by the president and secretary of said board, and bearing a rate of interest not exceeding seven per centum; which bonds shall be exempt from taxation except for state and school purposes.

Authorized to
levy additional
school tax.

SECTION 2. The school directors of said borough shall have power to levy and collect an annual tax for school purposes of not more than five mills on the dollar of the assessed valuation in said borough, in addition to the tax now authorized by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1040.

An Act

To repeal a portion of the second section of an act, entitled "An Act to change the time of holding the borough and township elections in the county of Lebanon, and Moon and Finley townships, Allegheny county," so far as the same refers to Lebanon borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso in the second section contained of the act, entitled "An Act to change the time of holding the borough and township elections in the county of Lebanon, and Moon and Finley townships, Allegheny county," so far as the same refers or relates to Lebanon borough, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1041

An Act

To authorize the trustees, elders and deacons of the German Reformed congregation, in the city of Reading, to mortgage real estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees, elders and deacons of the German Reformed congregation, in the city of Reading, be and they are hereby authorized and empowered to borrow money for their own use, not exceeding the sum of twenty thousand dollars, and to secure the same mortgage on the real estate of said congregation: *Provided*, That the ground upon which the church building of said congregation is erected, situate on the north side of Washington street, in said city of Reading, containing in width along said street one hundred and fifteen feet, and in depth along Reed alley eighty feet, shall not be embraced in any mortgage given by virtue of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1042.

An Act

To prevent horses, cattle, mules, sheep or swine from running at large in Turbet township, in the county of Northumberland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to prevent horses, mules, sheep and hogs from running at large in North Heidelberg township, in the county of Berks," approved the seventeenth day of April, Anno Domini one thousand eight

hundred and sixty-nine, be and the same is hereby extended to the township of Turbet, in the county of Northumberland.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1043.

An Act

To incorporate a public ferry across the Youghiogheny river, near M'Keesport, Allegheny county.

Ferry authorized.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Levi Edmundson and H. G. Edmundson, their heirs and assigns, shall have the right and privilege to have and maintain a public ferry across the Youghiogheny river, from a point near to the southern line of the borough of M'Keesport, in the township of Versailles, to a point nearly opposite, on land of Levi Edmundson, in Lincoln township.

To be kept in good order.

SECTION 2. That the said Levi Edmundson and H. G. Edmundson, their heirs and assigns, shall keep the said ferry in good order for transportation and passage of travelers, teams and carriages of all description, and keep good and sufficient boats and other crafts.

Tolls.

SECTION 3. That the said Levi Edmundson and H. G. Edmundson, their heirs and assigns, shall receive, for carrying persons, teams, carriages, and so forth, across said river, the following rates for toll, namely: Each foot person, five cents; each person and horse, ten cents; for each horse and wagon or carriage, twenty cents; each two horses and wagon or carriage, twenty-five cents; each three horses and carriage, thirty-five cents; each four horses and wagon, fifty cents, each additional horse, five cents; each yoke of oxen, twenty cents; each yoke of oxen and wagon or cart, twenty-five cents; for each head of cattle, five cents; each head of sheep or swine, three cents; and for all other things not herein specified, the amount received by ferries of like character crossing said river.

Penalty for injuring property.

SECTION 4. That if any person or persons shall willfully cut, break or in any way injure or destroy any boat or other property, or shall take from its moorings any craft or boat belonging to said ferry, he, she or they so offending shall each

of them forfeit and pay to the said Levi Edmundson and H. G. Edmundson, their heirs and assigns, the sum of thirty dollars, in addition to all damages sustained by the owner or owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

SECTION 5. That all persons, except the said Levi Edmundson and H. G. Edmundson, their agents and assigns, are hereby prohibited from using said Youghiogheny river, for the purpose of a ferry, within two hundred yards either above or below said ferry; and any person or persons violating the provisions of this section shall forfeit and pay to the said Levi Edmundson and H. G. Edmundson, their heirs and assigns, the sum of fifty cents for any person, team, head of cattle, horse or carriage ferried over said river within the above-mentioned bounds, to be recovered as penalties in the fourth section of this act are recoverable. Prohibition.
Penalty.

SECTION 6. That the said Levi Edmundson and H. G. Edmundson, their heirs and assigns, shall have the right to extend across said river a chain, wire or rope in order to facilitate the crossing of said river: *Provided*, That they do not interfere with the navigation of said river. Chain may be
extended across
river.

SECTION 7. That this act shall be and remain in force and virtue for the period of fifty years: *Provided*, That the incorporators in this act shall provide sufficient accommodations for the public, at said ferry, within six months, otherwise the franchises granted in this act shall determine and be void. Limitation.
Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1044.

A Supplement

To an act, entitled "An Act for the sale of certain islands in the river Susquehanna."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That where any warrant or order of survey has been issued to any person or persons to cause to be surveyed any vacant

and unappropriated islands in the river Susquehanna, situate in Martie township, Lancaster county, and such survey has not yet been made pursuant to such warrant or order, or where such survey has been made but the full payment of the purchase money has not been made, and no patent for such islands has been granted, it shall be the duty of the governor to grant such person or persons a patent, in the usual form of the land office, upon payment, by such person or persons causing such conveys to be made, of such price and value for such islands as may be fixed and approved by three disinterested and reputable persons, appointed after the passage of this act, in the manner provided by existing laws, on the subject of taking up islands in the Susquehanna river: *Provided*, That the appraised value as aforesaid of such islands shall not be less than one dollar per acre.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 1045.

An Act

Repealing the act, entitled "An Act relative to the assessment of taxes in the township of Thornbury," approved the twenty-ninth day of March, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of March twenty-ninth, Anno Domini one thousand eight hundred and fifty-nine, relative to the assessment of taxes for school and road purposes, and entitled "An Act relative to the assessment of taxes in the township of Thornbury," be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1046.

An Act

Authorizing the owners of Matilda furnace, in the county of Mifflin,
to construct a tram road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That for the purpose of enabling the owners of Matilda furnace, in the county of Mifflin, to locate, construct and use a tram road from said furnace, over intervening lands, to the limestone quarries owned and worked by them at the Juniata river, and thence to the Pennsylvania canal, at or near Shaver's aqueduct, a distance not exceeding two miles, the said owners are hereby invested with all the powers and authority of the president and directors of railroad companies, as prescribed and contained in the tenth, (10) eleventh, (11) fifteenth, (15) and sixteenth (16) sections of an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine: *Provided*, That the width of said tram road, at grade, shall not, except at turn-outs and sidings, exceed sixteen feet: *Provided also*, That the method of paying, or securing to be paid, to the owners of intervening lands, damages for the construction of said tram road, shall be such as is contained in the second (2) section of the supplement to the above-mentioned act, approved the ninth day of April, Anno Domini one thousand eight hundred and fifty-six.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1047.

An Act

Appropriating certain taxes for opening and constructing a road in Cummings township, Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall be the duty of the treasurer of Lycoming county to keep a separate account of all moneys collected on the following unseated lands, situate in Cummings township, in said county of Lycoming, to wit: Number one thousand seven hundred and eleven, two hundred and ninety-five acres, in the warrantee name of Hews and Fisher; number one thousand seven hundred and twenty-six, two hundred and eighty five acres one hundred and three perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and six, one hundred and eighty acres, in the warrantee name of Hews and Fisher; number one thousand seven hundred and two, one hundred and eighty-eight acres one hundred and forty-nine perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and eight, two hundred and seventy-two acres eighty-seven perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and nine, three hundred and thirty acres, in the warrantee name of Hews and Fisher; number one thousand seven hundred and twelve, two hundred and ninety-five acres, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirteen, three hundred and thirty acres thirty-two perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and twenty-two, three hundred and thirty acres twenty-two perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and twenty-five, three hundred and eighty-nine acres, in the warrantee name of Hews and Fisher; number one thousand seven hundred and twenty-six, two hundred and eighty-five acres one hundred and three perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and twenty-seven, three hundred and thirty acres thirty-two perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirty, three hundred and three acres forty-six perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirty-one, two hundred and ninety-five acres forty-one perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirty-two, two hundred and ninety six acres sixty-two perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirty-three, two hundred and eighty-three

County treasurer to keep separate account of taxes collected on certain unseated land.

acres nineteen perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirty-four, two hundred and sixty-six acres one hundred and forty-five perches, in the warrantee name of Hews and Fisher; number one thousand seven hundred and thirty-five, three hundred and five acres twenty-five perches, in the warrantee name of Hews and Fisher; number one thousand six hundred and seventy-five, nine hundred and sixty-two acres twenty-eight perches, in the warrantee name of Hews and Fisher; number one thousand six hundred and sixty-three, nine hundred and ninety acres, in the warrantee name of Hews and Fisher; number one thousand six hundred and seventy-four, nine hundred and nine acres fifteen perches, in the warrantee name of Hews and Fisher; number one thousand six hundred and ninety, three hundred and sixty-six acres sixty perches, in the warrantee name of Hews and Fisher; number one thousand six hundred and fifty-three, nine hundred and ninety acres, in the warrantee name of Hews and Fisher.

SECTION 2. That from and after the passage of this act the said taxes are hereby specifically appropriated for the period of six years for the opening and constructing of a public road, laid out according to law, passing through and near said lands, beginning at a post near where the public road leading to Tomb's run crosses the first fork of Larry's creek; thence by the several courses and distances thereof to a post on the public road leading from Little Pine creek to Larry's Creek plank road; and it shall be the duty of the treasurer of Lycoming county aforesaid to pay the same to the supervisor or supervisors of said township of Cummings for the purposes aforesaid.

Taxes appropriated to construction of road.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1048.

An Act

Authorizing the commissioners of Snyder county to cause a public bridge to be erected over Mahontongo creek, in said county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the commissioners of Snyder county be and they are hereby authorized and directed to cause a good and sufficient public bridge to be erected, at the expense of the said county, over Mahontongo creek, at or near Ferdinand Zone's and Charles Goodling, at the place where the public road leading from Middleburg to Liverpool, (commonly called the old Harrisburg road,) crosses said creek; that the said commissioners are hereby directed to provide the means and cause such bridge to be erected as speedily as possible, so that the same shall be completed on or before the first day of October next.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1049.

An Act

Relative to the appointment of notaries public in the county of Clarion.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act relating to the appointment of notaries public in the counties of Cameron and Elk, approved February twenty-third, one thousand eight hundred and sixty-nine, be and the same are hereby extended to the county of Clarion.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1050.

An Act

Relative to fence viewers in the borough of Doylestown, Bucks county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all the provisions of the act, entitled "An Act regulating and maintaining line fences, and for other purposes," approved the eleventh day of March, Anno Domini one thousand eight hundred and forty-two, imposing upon township auditors the duties of fence viewers, be and the same are hereby extended to the school directors of Doylestown borough, Bucks county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1051.

An Act

To authorize the school directors of Halifax township, Dauphin county, to borrow money for the erection and repair of school houses in said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of Halifax township, in the county of Dauphin, be and they are hereby authorized to borrow money, not exceeding five thousand dollars, for the erection of school houses in said township, and to issue bonds therefor, signed by the president and treasurer, and attested by the secretary of their board, in sums of not less than fifty dollars each, payable not more than ten years after date, and bearing interest, payable annually, at a rate not exceeding eight per cent. per annum; and further, that said school directors be

and they are hereby authorized to levy and collect such additional tax as may be necessary for the payment of the sum so borrowed, and interest thereon, according to the terms of the bonds; and that said bonds shall be a lien upon all the school property of said township until fully paid.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1052.

An Act

To incorporate the Bucks County Mutual Insurance Company.

Corporators.

Name.

Rights, powers,
&c.

Power to make
insurance.

Rates.

Privileges.

Office.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Enos Artman, John Robbins, John A. Lown, John Landis, Charles Smith, Ephraim Walters, and such other persons as may hereafter be associated with them under the authority of this act, and their successors, are hereby made a corporation, by the name of the Bucks County Mutual Insurance Company, with all the legal incidents of a corporation aggregate, to have and enjoy all the rights, powers and privileges, and be subject to the limitations and restrictions provided by the act of assembly, approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, entitled "An Act to provide for the incorporation of insurance companies;" the business of the said company to be transacted upon the mutual principle exclusively.

SECTION 2. The company shall have power to insure buildings and personal property against loss by fire or storm, to which cases its risks shall be limited; it may charge such rates of insurance as shall be sufficient to meet all losses and expenses, but no dividend shall be declared or paid, or surplus divided; it shall have the privilege of fixing the number of directors and the time and manner of holding its elections, and publishing its accounts; the office of the company shall be situated, and its principal business transacted within the county of Bucks; the persons named in this act shall be the

first directors to organize the company, and shall continue in First directors office until their successors shall be chosen.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1053.

An Act

To authorize the erection of a poor house in the county of Venango.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Roland Hughs, F. Merrick, John P. Crawford, M. C. Beebe, Charles H. Sheppard, R. S. M'Cormick, Samuel Plumer and James M'Cutchene, be and are hereby appointed commissioners, whose duty it shall be, or a majority of them, on or before the first day of June, Anno Domini one thousand eight hundred and seventy, to determine upon a proper site and location, and to purchase such real estate as may be necessary and proper for the accommodation of the poor of Venango county, and furnishing employment to the same, and take a conveyance of the same to the county, and for the use of the same; and the commissioners of Venango county are hereby authorized to execute in the name of said county, bonds for any part or the whole of the purchase money therefor; that said bonds shall have coupons attached, and shall bear interest at the rate of six per cent. per annum, payable semi-annually on the presentation to the treasurer of said county, of the said several coupons, as the same may become due and payable; which bonds shall not be liable to taxation, and shall become due and payable five years from the first day of June, Anno Domini one thousand eight hundred and seventy.

Commissioners.

To determine upon site and purchase real estate.

County commissioners authorized to execute bonds for purchase money.

SECTION 2. That in addition to the duties now imposed by existing laws on the county commissioners of Venango county, they shall exercise and perform all the duties of overseers of the poor of said county; and as soon as a selection and purchase shall have been made in accordance with the provisions of section first of this act, the said county commissioners shall proceed to have a plan or plans and specifications of the necessary buildings and improvements, sufficient to accommodate the poor of said county, made out and de-

To perform duties of overseers

To have plans and specifications made.

To advertise for sealed proposals	posited in their office; and when they shall have decided upon the size, character and dimensions of the buildings necessary for the purpose aforesaid, they shall advertise in at least three newspapers published in said county, for sealed proposals for furnishing the necessary materials, and building and constructing said necessary buildings and improvements, according to such plans and specifications, for three successive insertions; the said county commissioners are hereby required to mention in said advertisement, that the materials composing the old court house building, situate in the city of Franklin, in said county, shall be used in the construction of said county poor house and buildings; and that in said sealed proposals for the construction of said buildings, shall also be contained an offer or bid for said old court house building, now about to be abandoned, which shall be considered as a part of each sealed proposal; and the said county commissioners shall dispose of and sell the said old building to the said parties contracting to build said county poor house and buildings for the amount of said bid; and the materials in and composing said old court house building, so far as practicable, shall be used in the construction of said buildings.
What to mention in advertisement.	
To sell old court house to contractors.	SECTION 3. That on the day after the expiration of time mentioned in said advertisements, for said sealed proposals to be given to the said county commissioners, all of the said sealed proposals so received shall be publicly opened and read in the office of the county commissioners; and there shall be
Bond to accompany each proposal.	accompanying each proposal so received, a bond of the person or persons submitting each sealed proposal, with sufficient securities, on double the amount mentioned in said proposal, as the price to be received for furnishing said materials and performing such work, conditional for the faithful performance of the matters and things contained in the contract of such person or persons, with said county commissioners, to furnish the materials and perform said work in the time and manner agreed upon; the said county commissioners shall
Contract to be awarded to lowest bidder.	then accept of the lowest price or proposal submitted to them, accompanied by such bond with sufficient sureties; should the lowest offer or proposal not be accompanied by such bond and sufficient sureties, and after five days' notice to the person submitting such proposal of such defect, and such defect still continuing, the county commissioners shall then accept of the next lowest offer, accompanied by bond with sufficient sureties; and the county commissioners shall have the right to make such other stipulations and conditions in their said contract as they may consider necessary; should the county commissioners consider all the bids too high, or the sureties insufficient, in such case new proposals may be received and lowest bid accepted: <i>Provided</i>, Security is sufficient and bid reasonable.
In what case new proposals may be received	SECTION 4. The said county commissioners shall, in the month of August, Anno Domini one thousand eight hundred and seventy, or sooner if possible, make an estimate of the expense of said building and improvements necessary for the same; and after such estimate, they are hereby authorized to issue bonds of the said county, of the same character in all
County commissioners to estimate expense of building.	

respects as those mentioned in the first section of this act, as the same shall be needed to build and complete said buildings and improvements, and furnish the same ready for use; and after the said probable cost and expense of said building and improvements have been ascertained, the county commissioners are hereby authorized to lay a county poor tax at such rate as will pay the same in five years from the issuing thereof, and to continue said tax until said debt shall be fully paid.

Authorized to issue bonds for erection of buildings.

Authorized to levy poor tax.

SECTION 5. It shall be the duty of the county commissioners, in January of each and every year, to make an estimate of the probable expense of the poor, and of the poor house, for the next succeeding year; and it shall be their duty to assess and cause to be collected, as county poor tax, the amount of said estimate, in addition to that collected for the payment of the debts, as provided in section first and fourth, and to pay the expenses of the said poor and poor house by orders drawn upon the county treasurer; and the said county commissioners shall, on the first Monday of January of each year, submit to the county auditors of said county, for settlement, a statement of the amount of receipts and expenditures for the said poor house, subject to the same penalties, rules and regulations as are imposed by existing laws on the county commissioners and county auditors; which said statement shall be accompanied by a list of the number, age and sexes of the persons employed or maintained in said poor house, and the township they are from; and said poor house shall be at all times subject to the inspection and examination of the grand inquest of the county, and of such other persons as may from time to time be appointed for that purpose by the court of quarter sessions of said county, which appointment, not exceeding three in number, they are required to make twice in each year.

To make annual estimate of expenses of poor and poor house.

To levy tax and pay said expenses.

To submit statement to county auditors.

Poor house subject to inspection of grand inquest and visitors appointed by court.

SECTION 6. That as soon as said buildings shall be erected, and all necessary accommodations provided for the reception of the poor, the county commissioners shall give notice to that effect in all the papers published in the county; and the overseers of the poor in the several townships are hereby required to bring the poor of their respective townships or districts to the said poor house forthwith, unless when sickness may prevent, in which case the county commissioners may allow the poor persons to be supported elsewhere until they can be safely brought to the poor house; and any funds remaining in the hands of the overseers of the different townships after the payment of the poor orders, shall be paid to the county treasurer, to be accounted for by him as county poor tax: *Provided*, That the county commissioners may, at their discretion, allow poor persons to remain in their respective poor districts, and maintain them there when the same can be done as well and at no more expense than if kept in the county poor house.

Notice to be given when buildings are completed.

Overseers to remove poor.

Funds in hands of overseers.

County commissioners may permit poor to remain in districts

SECTION 7. And the said county commissioners shall from time to time receive, provide for and employ, in a humane and christian manner, such poor and indigent persons whose last place of legal settlement is in said county, and who are accompanied by an order of relief from one justice of the peace; and also provide such temporary assistance when

Admission, &c., of poor, relative to.

needed to persons not so settled, until they can be removed to their proper place of settlement; the said justice may, if he is satisfied that such person is utterly unable through physical disability to reach such poor house, order and direct the nearest constable to convey him or her there, at the expense of the county, to be paid for according to the usual rates of travel allowed by law to constables.

County commissioners to appoint steward, matron, &c.

SECTION 8. And the said county commissioners shall appoint a steward, matron, physician, and such other employees and servants, and to make all such rules and regulations and by-laws as may be deemed necessary by them for the management of said poor house.

To visit poor house monthly.

SECTION 9. That one or more of the said county commissioners shall visit such poor house, at least once in each month, and examine all the apartments, and the farm and buildings connected therewith, see that the poor are comfortably provided for, hear their complaints, and cause any grievances to be redressed; and the said county commissioners shall enjoy all other such powers now vested in the overseers of the poor as are not herein specifically mentioned.

Not to grant relief when applicants refuse to make oath.

SECTION 10. That if any person, applying for relief or residing in said poor house, shall refuse to make oath or affirmation touching his or her last place of residence or legal settlement, or touching his or her property and circumstances, or shall refuse to answer any question touching the same, the justice or the county commissioners may and shall refuse to extend any relief to such persons until they shall satisfactory answer the same.

Granting and vacating orders for relief, &c., relative to.

SECTION 11. That orders for the relief, commitment or removal of paupers to the county poor house may be made by any one acting magistrate, whose duty it shall be to inquire minutely into the circumstances, condition, residence and legal settlement of the person for or on account of whom relief is applied for, and to attach to the order, if he shall grant it, a statement of such facts as shall be elicited by him on such examination; and the said magistrate, on application on any one of the county commissioners, or of their attorney, shall, if made within forty days from the receipt of such order, grant a re-hearing, with notice to the pauper or person having made the application, and upon proper cause thereon, shall vacate such order, and thereupon such said pauper shall be discharged.

Repeal.

SECTION 12. That so much of the laws relating to the poor as are by this act altered or supplied, be and are hereby repealed so far as relates to the county of Venango.

Part of poor house to be built for work-house.

SECTION 13. *And it is further provided,* That the said county commissioners shall make provision and build said county poor house suitable and in such manner that one-fourth part thereof may be used and occupied as a work-house, said part to be called the county work-house; and said commissioners shall provide material and work for persons who may be sentenced thereto or confined therein; and the judges of the court of quarter sessions of said county may, at their discretion, in all cases where any person or persons are or may become liable to imprisonment in the county jail, by sentence, order or otherwise, direct the same to be made

County commissioners to provide work for inmates.

Judges may commit persons to work-house.

in the county work-house, at labor or otherwise, as they may deem proper, instead of the county jail; and all such persons, so confined shall be entitled to their discharge from custody in the same manner and for the same reasons that would entitle them to their discharge if imprisoned in the county jail.

SECTION 14. That until the tax for the support of the said poor and poor house can be collected and applied to such purposes as hereinbefore provided, it shall be the duty of the county commissioners to issue orders of the said county for such purpose, and in the sums necessary to so carry on said poor house, and they shall, in making out their estimate of necessary expenses for the first year, add a sufficient sum and amount to pay all orders: *Provided*, That before anything is done by virtue of the provisions of this act, there shall be a meeting of said commissioners hereinbefore named, and the county commissioners of Venango county, to be called by said county commissioners, and it shall have been determined by a majority of both, that it is expedient and proper that the provisions of this act be carried into effect: *And provided further*, That if said meeting is not held, or a conclusion arrived at by said commissioners hereinbefore named, and said county commissioners, or a majority of the same, before the first day of June, one thousand eight hundred and seventy, then and in that case the time shall be extended until the first day of June, one thousand eight hundred and seventy-one, for the commencement of the execution of the provisions of this act, and for said meeting, consultation and determination of said commissioners herein named, and said county commissioners.

County commissioners to issue orders until tax is collected.

Meeting to determine expediency of carrying act into effect, to be held.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1054.

An Act

For the protection of livery stable keepers in the county of Armstrong.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved August twenty-third,

one thousand eight hundred and sixty-five, for the protection of livery stable keepers in the counties of Allegheny, Berks and Westmoreland, be extended to the county of Armstrong.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY

No. 1055.

A Further Supplement

To repeal a supplement to an act, approved the twentieth day of May, Anno Domini one thousand eight hundred and sixty-five, entitled “An Act enabling the stockholders of any turnpike road company to vote one vote for each share.”

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of a supplement to an act, approved the twentieth day of May, Anno Domini one thousand eight hundred and sixty-five, enabling the stockholders of any turnpike road company incorporated by this commonwealth, to one vote for each share of stock, be and the same is hereby repealed, so far as its provisions are extended to the Bellefonte, Aaronsburg and Youngmanstown Turnpike Road Company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1056.

An Act

To increase the pay of supervisors in the township of Washington,
Lycoming county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the supervisors of Washington township, Lycoming county, shall be entitled to two dollars per day for every day necessarily employed in the discharge of their duties.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1057.

A Supplement

To an act appointing commissioners to lay out a state road, from Kelley's station, on the West Pennsylvania railroad, in Indiana county, to a point on the New Alexandria and Conemaugh turnpike road, near the house of Jacob O. Alter, in Westmoreland county, approved April thirteenth, Anno Domini one thousand eight hundred and sixty-nine, providing for assessment of damages.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the route of the state road laid out in pursuance of the terms of an act, entitled "An Act appointing commissioners to lay out a state road from Kelley's station, on the West Pennsylvania railroad, in Indiana county, to a point on the New Alexandria and Conemaugh turnpike road, near the house of Jacob O. Alter, in Westmoreland county," approved April thirteenth, Anno Domini one thousand eight hundred and sixty-nine, shall be as indicated by the first section of the act.

to which this is a supplement, with the addition that the same shall be past the house of John Long, in Derry township, Westmoreland county.

Damages.

SECTION 2. That before the road laid out according to the provisions of the act to which this is a supplement, shall be opened through any land through which the same may be laid out, it shall be lawful for the owner thereof to apply to the court of quarter sessions of the proper county, for the appointment of three discreet and disinterested citizens thereof, to act as viewers to assess all damages to which such owner may be entitled, after taking into consideration the advantages which may accrue to such owner by reason of the opening of such road; which view and report, as well as the payment of all damages which may be assessed, shall be subject to all the provisions of existing laws in the respective county regulating the assessment and payment of damages by reason of the laying out and opening of public roads therein.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1058.

A Supplement

To an act in relation to grading, paving and macadamizing, et cetera, streets in the borough of M'Keesport, passed April third, Anno Domini one thousand eight hundred and sixty-seven.

Preamble.

WHEREAS, The burgess and town council of the borough of M'Keesport, under and by virtue of the provisions of an act, entitled "An Act in relation to grading, paving, macadamizing and curbing the streets and paving the side-walks in the borough of M'Keesport, in the county of Allegheny," passed the third day of April, Anno Domini one thousand eight hundred and sixty-seven, did on the tenth day of June, Anno Domini one thousand eight hundred and sixty-eight, by mistake, pass an ordinance for the grading, macadamizing, et cetera, of Market street, in said borough, from the wharf to the borough line, when in fact said Market street, as laid out and opened in said borough, does not extend to the borough line, but ends at the intersection of Market and Ninth street; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of M'Keesport shall be and are hereby authorized to pass an ordinance amending said ordinance, so as to make it an ordinance for the grading, macadamizing, curbing, et cetera, of said street, from the Monongahela wharf to the intersection of Market and Ninth streets, in said borough; and all proceedings and liens filed to recover costs and expenses of work done under said ordinance shall be good, valid and effectual in like manner as if said ordinance had been originally passed in said amended form.

Burgess and council may amend ordinance for grading, &c., of Market house.

SECTION 2. That in addition to the costs and expenses directed to be recovered by said act of April third, Anno Domini one thousand eight hundred and sixty-seven, it shall be lawful in all liens hereafter filed to recover for work done under said act, to add five per centum to the amount thereof for costs of collection: *Provided*, Said collection shall be enforced by writ of *scire facias* and subsequent proceedings.

Five per cent. may be added to liens for work done.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1059.

An Act

To repeal so much of the act of the eighteenth day of February, Anno Domini one thousand eight hundred and twenty-four, as declares that part of Fishing creek, running or passing through the township of Lamar, county of Clinton, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of the act of the eighteenth of February, Anno Domini one thousand eight hundred and twenty-four, as declares that part of Fishing creek, running or passing through the township of Lamar, county of Clinton, a public highway, be and the same is hereby repealed.

Act of 18th February, 1824, repealed as to Lamar township.

SECTION 2. That all similar acts to the act of one thousand eight hundred and twenty-four, inconsistent with the pur-

Similar acts repealed.

poses of this act, creating said creek, within the limits of Lamar township, a public highway, be and they are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1060.

A Further Supplement

To an act, entitled "An Act to regulate medical practice in the counties of York, Indiana, Perry, Juniata, Adams, Bucks, Northampton and Elk," approved April fifteenth, Anno Domini one thousand eight hundred and sixty-nine, extending its provisions to the county of Berks.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act to regulate medical practice in the counties of York, Indiana, Perry, Juniata, Adams, Bucks, Northampton, Lehigh and Elk," approved the fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine, and the supplements thereto, approved the thirty-first day of March, Anno Domini one thousand eight hundred and seventy, be and the same are hereby extended to the county of Berks, except that portion of the proviso to the first section of said act which exempts from its operation persons who are reading, or have read medicine under the instruction of a physician or surgeon who has the qualification to practice, prescribed by that section, when such person has the assent of such preceptor to practice.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1061.

An Act

Making Georgetown borough, in the county of Beaver, a separate election district.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the borough of Georgetown, in the county of Beaver, shall hereafter constitute a separate election district; and all general elections shall be held in said borough at the usual place for holding borough elections.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1062.

An Act

To authorize the commissioners of Lancaster county to appropriate moneys to the Home for Friendless Children.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That when the managers of the Home for Friendless Children of Lancaster city shall petition to the court the court shall, upon being satisfied that such moneys are necessary for the proper support of said Children's Home, recommend to the commissioners of Lancaster county, and the commissioners are hereby authorized to appropriate a sum not exceeding five thousand dollars, to be paid to said managers for the support of said home.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1063.

An Act

To regulate the compensation of auditors appointed by the orphans' court, court of common pleas and district court of the city and county of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever auditors are appointed by the orphans' court, court of common pleas, or district court of the city and county of Philadelphia, in cases where the balance for distribution amounts to one thousand dollars and upwards, they shall each be entitled to receive the sum of ten dollars for each day they shall necessarily attend to the duties of their appointment, not to exceed five days, and the additional sum of twenty-five dollars for making the report; and in cases where the balance for distribution shall be less than one thousand dollars, they shall each be entitled to receive one-half the above rates as compensation for their services: *Provided,* That in important cases, or cause shown, the court may make a decree or order allowing such additional compensation as they may deem proper.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1064.

An Act

Supplementary to the act, entitled "An Act providing for the construction of a side-walk in the North district of Wilkesbarre township, in Luzerne county," approved February tenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the supervisors of the North district of Wilkesbarre township, Luzerne county, are hereby authorized and required to prepare the ground and construct a side-walk seven feet wide, on the south side of Market street, from the canal bridge, thence to the Empire mines; also on the north side of Northampton street, from the Welsh church, to connect with the side-walk on Market street; side-walk to be constructed, viewed and paid for agreeably to all the provisions and requirements of the act to which this is a supplement, and to be finished on or before the first day of September, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1065.

A Supplement

To an act relative to the Loyalhanna Plank Road Company, and other purposes, approved October twenty-eighth, one thousand eight hundred and fifty-one.

WHEREAS, There are no legally elected officers of the Loyalhanna Plank Road Company: Preamble.

And whereas, There exists a present necessity for such officers, and no legal authority for their immediate election; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That A. A. Johnston, S. H. Baker and John L. Chambers, be and they are hereby authorized and empowered, within six weeks from the passage of this act, on three weeks' notice in one newspaper published in Westmoreland county, to hold an election of the stockholders of said company, and to make all rules and regulations for the conduct, management and determination of the result of such election. Certain persons authorized to hold election.

SECTION 2. That at such election, so held, the stockholders shall vote for such officers, authorized to be elected by the act to which this is a supplement, or the general acts now in force relative to plank roads and turnpike companies, said stockholders casting one vote for each share of stock held by them, Votes.

and the persons receiving the highest number of votes for each office shall be duly declared elected, by the persons hereinbefore named, to such place, and shall thereupon become vested with the powers and authority pertaining by law to such position, and shall hold their place till the regular annual meeting next ensuing, or till their successors are duly qualified.

Evidence of
stock owned by
persons.

SECTION 3. That the affidavit, in writing, of any person offering to vote at such election, shall be *prima facie* evidence of the fact that such affiant is the owner of stock, and of the number of shares owned by him, which affidavit shall be filed with the president of said company; and any false swearing therein shall be punishable as perjury.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1066.

A Supplement

To an act to incorporate the Clarion County Mutual Fire Insurance Company.

WHEREAS, An act, entitled "An Act to incorporate the Clarion County Mutual Fire Insurance Company," approved April eleventh, one thousand eight hundred and sixty-six, has become void and invalid on account of the enrolment tax not being paid, and the company not having been organized; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That said act be and is hereby renewed and made valid, and said company is authorized to organize according to the provisions of said act, on payment of the fees and taxes now required by law, the same as if said act were passed at the time: *Provided,* That the following named persons, and such others as may become associated with them, shall be the incorporators instead of those named in said act, viz: W. A. K. Weidner, K. Myers, T. C. Wilson, W. W. Barr, S. S. Jones, D. B. Curll, Miller Beatty, Miles Beatty, E. W. Everding, Geo. W. Lathy, James Campbell, Wm. T. Alexander, James Boggs, Charles Kaufman, H. A. T. Loomis, George W. Arnold, J.

T. Arnold, T. B. Barber, Robert Barber, H. R. M. Clark, C. J. Rhæ, John C. Read, John P. Elss, James B. Knox, Theo. S. Wilson, C. A. Rankin, H. H. Neely, S. M. Pierce.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1067.

A Supplement

To an act to incorporate Swarthmore college, authorizing an increase of capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers shall consist of thirty-two managers, who shall choose a president and secretary from their own number; and said officers shall affix the corporate seal and attest all documents as may be directed by the board of managers.

Board of managers.
President and secretary.

SECTION 2. That the capital stock of said corporation may be increased so as to amount in the whole to five hundred thousand dollars; and the said managers may borrow money on bonds, to be secured by mortgage on the real estate of the corporation, to trustees for the bond-holders, to an amount not exceeding one hundred thousand dollars.

Capital stock may be increased.

Managers may borrow money.

SECTION 3. That women, single or married, may be members of said corporation and managers thereof.

Females may be members, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1068.

A Supplement

To an act, entitled "An Act to incorporate the Emaus Iron Company," approved the eleventh day of March, Anno Domini one thousand eight hundred and seventy.

WHEREAS, The act of assembly, entitled "An Act to incorporate the Emaus Iron Company," contains certain powers in relation to the capital stock of the company, mining, coal and minerals, and constructing lateral railroads which the company do not wish to have and exercise; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the purpose and business of said company shall be confined to mining iron ore, and manufacturing iron and steel, and all manufactures thereof; that the capital stock of said company shall be two hundred and fifty thousand dollars, with power to increase the same from time to time, to any amount not exceeding one million of dollars; that said company shall have power to construct lateral railroads not exceeding ten miles in length; and that everything in the original act inconsistent herewith, be and the same is hereby repealed; and that the amount of the enrolment tax and bonus to be paid shall be regulated by the powers given in this supplement.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1069.

An Act

To repeal certain parts of an act exempting West-town school property, in the county of Chester, from taxation for county and school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That so much of the act of the general assembly of this commonwealth, approved the twenty-fourth day of February, Anno Domini one thousand eight hundred and forty-seven, as exempts one hundred acres of the farm attached to the seminary of learning in West-town, in the county of Chester, under the directions and control of Philadelphia Yearly Meeting of the religious society of Friends, together with the buildings thereon, which may be used for school purposes, from taxation for school purposes, be and the same is hereby repealed. Repeal.

SECTION 2. That it shall be the duty of the commissioners of said county to adjust the value of said property, exempt from taxation for county purposes, the same as if said property were liable to taxation for county purposes: *Provided however*, That the said buildings and five acres of land, with the improvements thereon, shall be and are hereby exempt from all taxation. Duty of county commissioners.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1070.

An Act

To authorize the building of a macadamized road between the bridge of the Mattawana Bridge Company, in Mifflin county, and at the east end thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the Mattawana Bridge Company, of the county of Mifflin, be and they are hereby authorized to build and construct a macadamized turnpike road from the end of one of their bridges to the other, and between them; that is to say, through, across and upon the island, in the Juniata river, between the said bridges, and also from the east end of said bridges to the station of Pennsylvania railroad, thereunder and subject to the laws of this commonwealth regulating turnpike and plank road companies, and to take such tolls therefor as they may fix. Mattawana bridge company authorized to construct road.

SECTION 2. In default of the aforesaid corporation constructing the road aforesaid within two months from this Failure of company to construct road.

date, it shall and may be lawful for the corporation herein-after created to proceed to construct the same.

Certain persons
made body poli-
tic.

Title.

Powers and
privileges.

SECTION 3. That John Ross, C. P. Dull, J. K. Miller, Wm. Wilson, William Miller be and they are hereby created a body politic and corporate, in deed and in law, by the name and title of the Mattawanna Turnpike Road Company, and as such shall have the power to erect and construct the turnpike or macadamized road hereinbefore referred to, between the points named in the first section of this act, under and subject to all of the provisions of the laws of this commonwealth regulating turnpike and plank road companies, so far as not altered and supplied hereby, with the right to fix tolls as provided in the first section of this bill.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1071.

An Act

To incorporate the Erie Printing House Company.

Corporators.

Title.

Capital.

Privileges.

Change of name

Directors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Welland, B. F. Sloan and R. F. Gaggin, and their successors, are hereby constituted a body politic, under the name, style and title of the Erie Printing House Company, with a capital of fifty thousand dollars, to be divided into five hundred shares, of the value of one hundred dollars each, with the privilege to increase the same, by a vote of the stockholders, at an annual or special meeting, to two hundred and fifty thousand dollars, and with authority to have and use a common seal, the same to change at pleasure, and by the style and title aforesaid, shall be capable in law to sue and be sued; and the said association may make all needful rules, regulations and by-laws for the management of the business of the corporation; and upon filing a duly proved certificate of the president and directors of said company, in the office of the secretary of the commonwealth, may change the name of said corporation; the affairs of the company shall be managed by a board of five directors, who shall choose one of their number president, and another secretary

and treasurer; and said directors shall be elected annually, Election.
at meetings of the stockholders called for the purpose; and
at such elections each share of stock shall entitle the holder
thereof to one vote, which may be cast either in person or by Votes.
proxy.

SECTION 2. The business of said association shall be con- Business.
fined to printing and publishing, in all its branches, and the
management of such real estate as they may purchase for the
use of the said association; and the said association shall May issue bonds
have power to issue bonds for the completion of improve-
ments, at a rate of interest not exceeding seven per centum per
annum, not exceeding in amount of principal the amount of
the capital stock of said company, and secure the same by
mortgage on the real and personal property and franchises of
the corporation: *Provided*, That said bonds shall not be
issued for a less sum than one hundred dollars each, and shall
be redeemable within twenty years.

SECTION 3. No certificate of stock shall be issued by said Certificates of
association, until the full amount of the par value of the same stock.
shall be paid in cash, or in real or personal estate; and the
directors shall declare dividends annually or semi-annually, Dividends.
as the profits of the corporation shall warrant.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one
thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1072.

An Act

Empowering the school board of the Seventh ward, Allegheny city,
to levy a tax to pay indebtedness to Reserve township school board.

SECTION 1. *Be it enacted by the Senate and House of Represen-
tatives of the Commonwealth of Pennsylvania in General Assem-
bly met, and it is hereby enacted by the authority of the same,*
That it shall be lawful for the school board of the Seventh
ward, Allegheny city, county of Allegheny, to levy a tax
upon the property of said ward, made taxable by law for
school purposes, sufficient to pay the indebtedness of said
school district to Reserve township school district, not ex-

ceeding four thousand and six hundred dollars and the accrued interest thereon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1073.

An Act

Creating two additional notaries public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor of this commonwealth is hereby authorized and empowered to appoint two additional notaries public for the county of Allegheny, and one in the county of Perry, in the borough of Duncannon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1074.

A Supplement

To an act to incorporate the City Mutual Life and Health Insurance Company of Lehigh county, approved the thirteenth day of February, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act to incorporate the Schuylkill Haven Mutual Life and Health Insurance Company of Schuylkill Haven, approved nineteenth day of April, Anno Domini one thousand eight hundred and fifty, and the supplement thereto, approved the seventeenth day of February, Anno Domini one thousand eight hundred and fifty-four, be and the same are hereby extended to the said City Mutual Life and Health Insurance Company of Lehigh county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1075.

An Act

To incorporate Thiel college of the Evangelical Lutheran church.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the academy now known as Thiel hall, and now temporarily located at Phillipsburg, Beaver county, Pennsylvania, be erected into an institution of learning, consisting of a college and such preparatory departments as the trustees thereof may deem necessary, to be permanently located at such place in Western Pennsylvania as the trustees hereafter may determine, under the name, style and title of Thiel college of the Evangelical Lutheran church; and by the same shall have perpetual succession, and be able to sue and be sued, plead and be impleaded in all courts of law and equity, to take, hold and purchase, for the use of said institution of learning, lands, tenements, goods, chattels and moneys of whatever kind or quality, real, personal or mixed, by gift, grant, bargain, sale, conveyance, assurance, will, devise, bequest or otherwise, from any person or persons whomsoever capable of making the same, and the same from time to time to grant, convey, sell, mortgage or dispose of for use of the said institution, and generally to do all and singular the matters and things which may be lawful to do for the well being of the institution and due management and ordering of the affairs thereof: *Provided*, The yearly value of the income of said real and personal estate shall not at any time exceed the sum of fifty thousand dollars.

College erected.

Title.
Powers and
privileges.

Income limited.

Trustees,

SECTION 2. That the management of said institution shall be lodged in a board of trustees, not exceeding twenty-five in number, a majority of whom shall constitute a quorum, to be appointed by the Pittsburg Synod of the Evangelical Lutheran church, now in connection with the General Council of the Evangelical Lutheran church in America, and to serve for three years, the president of the said synod being ex-officio, a member of said board, and the remaining twenty-four being so elected that the term of office of one-third of their number shall expire each year; that for the present the following persons shall constitute said board of trustees, to wit: G. Anthony Wenzel, Henry E. Jacobs, William A. Passavant, Jonathan Sarver, Samuel Laird, John K. Plitt, J. Lawson Smith, Henry W. Roth, Henry Reck Duncan, M. Kimmerer, F. C. H. Lampe, John K. Melhorn, Herman Gilbert, Thomas H. Lane, Lewis Kim, Henry Jarecki, Lewis Trager, George Black, G. D. Kughler, A. Herzel, Oliver Saeger, Lewis Nielander, Emanuel J. Schmauk, John Keck, who shall remain in office until the annual meeting of the said Pittsburg Synod, in the year one thousand eight hundred and seventy-one.

Present trustees

President, secretary and treasurer.
Seal.

SECTION 3. That the said board of trustees and their successors shall elect a president, secretary and treasurer of their own body, and shall and may have a common seal to serve and use for all causes, matters and affairs of theirs and their successors, and the same may alter or make anew as they may deem proper.

Meetings of trustees.

SECTION 4. Their shall be a meeting of said trustees held at the said institution annually, and at such time and place as they shall appoint, to consult, advise and act on and about the affairs and business thereof; special meetings of said board shall be called by the president and secretary thereof, whenever they may think necessary, or whenever requested so to do by five members thereof, due notice of which shall be given at least two weeks previous to the time of meeting; at every meeting of said board they may legally transact any business proper for the welfare of said institution.

Trustees may obtain possession of schools.

SECTION 5. That the trustees aforesaid and their successors shall have power to obtain possession by gift, purchase or otherwise, of academies and other schools located within the bounds of the aforesaid Pittsburg Synod, and carry them on as preparatory departments of the said institution.

Faculty.

SECTION 6. That the faculty of said college shall consist of a president and such other regular professors as said trustees may determine upon, who, together with such other teachers and assistants as may be deemed necessary, shall be elected or removed by the said board of trustees at their discretion, as the welfare of the institution may demand.

Trustees and faculty to exercise government of institution.

SECTION 7. That the trustees aforesaid, in conjunction with the faculty, shall have and exercise the government of said institution, with the care and management of all matters and affairs belonging thereto, and shall have power to make and establish all such proper laws, rules and regulations as may be found necessary for the instruction, education and christian training and government of the pupils of said institu-

May make laws, &c.

tion, and the same may repeal and alter from time to time as they may see fit: *Provided always*, That the same be not contrary to the constitution and laws of this commonwealth or of the United States; and also shall have power, at their discretion, to give and confer all such diplomas, degrees and honors as are usually given or conferred in colleges or universities. May confer degrees, &c.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1076.

An Act

To incorporate the Mutual Fire Insurance Company of Reading.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. S. Birch, James T. Reber, William T. Clous, George Lerch, John M'Knight, Daniel Shaaber, Arnold Mellert, Daniel Spohn, Isaac M'Hose, George W. Garst, Jacques Y. Craig, G. L. S. Fox, Levi F. Smith, Gile J. Wilson, George D. Stitzel and James Millholland, are hereby appointed commissioners, who, or a majority of them, are authorized and empowered, from and after the passage of this act, to establish an insurance company, to be and remain a body corporate and have perpetual succession, by the name, style and title of the Mutual Fire Insurance Company of Reading, to be located in the city of Reading, Berks county, to be organized and managed according to the provisions of the act of general assembly, entitled "An Act to provide for the incorporation of insurance companies," approved the second day of April, Anno Domini one thousand eight hundred and fifty-six, and shall be limited to the risks designated in the first class, in the seventh section of said act, and shall transact business upon the mutual principle exclusively.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy

JNO. W. GEARY.

No. 1077.

An Act

For the protection of farmers and land owners, and the prevention of the destruction of fences and crops by horses, cattle, sheep or swine in the townships of Penn, Maxatawny and Richmond, in the county of Berks.

Certain animals
not to run at
large.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the eleventh day of October, Anno Domini one thousand eight hundred and seventy, no horses, cattle, sheep or swine shall be suffered to run at large upon the public roads or highways in the townships of Penn, Maxatawny and Richmond, in the county of Berks, under the penalty of two dollars for each offence.

Duties and powers of constables

SECTION 2. It shall be the duty of the constables within the said townships respectively, and they are hereby empowered and directed, without any special warrant or other authority than this act, to seize and secure every animal of horse, cattle, sheep or swine kind that may be found running at large as aforesaid, and the same to sell at public sale, in the same manner as is provided by law for selling strays, giving the owner, if he can be found, at least five days' notice previous to such sale; if the said owner shall pay to the said constable the said penalty of two dollars, and also pay the expenses of keeping the said animal or animals, then it shall be the duty of the said constable to deliver said animal or animals to the owner or owners thereof; but if he shall make sale as aforesaid, he shall pay the overplus, after deducting the said penalty and expenses, to the owner or owners thereof; and the constable making such seizure shall be allowed, for the same, to retain one half of the penalty, and it shall be his duty to pay the other half to the school treasurer of the township where such seizure was made, for the use of the schools of said township.

Penalty for neglect of duty by constables.

SECTION 3. That if any constable shall neglect or refuse to seize and secure any animal as aforesaid running at large, after being notified by any person to seize or secure the same, such constable shall pay a fine of five dollars for the use of the schools of the township where the said constable resides, for every such neglect or refusal.

Recovery of penalties.

SECTION 4. The penalties imposed by this act shall be prosecuted and recoverable before a justice of the peace in the name of the school directors of the said respective townships: *Provided*, That the provisions of this act shall not be enforced in any of the said townships until approved by a majority of the lawful voters of the same at the election to be held on the eleventh day of October, Anno Domini one thousand eight hundred and seventy, for the election of state and county

Act not to be enforced until approved by majority of electors

officers; that in each of said townships, on said day, the election officers shall receive ballots on this subject for or against its approval.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1078.

A Supplement

To the act, entitled "An Act to incorporate the Scranton and Olyphant Boulevard Company." approved the eighteenth day of February, Anno Domini one thousand eight hundred and seventy.

SECTION I. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That capital stock named in the original act be divided into twelve hundred shares, of twenty-five dollars each; that the board of managers of said company be and they are hereby authorized to open their road sixty feet wide, and that the names of Stephen B. Hull and James A. Savage be added to the number of commissioners; and that the word "Fair Haven," in the act to which this is a supplement, shall be amended so as to read "Fair Lawn."

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1079.

A Supplement

To the act approved April thirteenth, Anno Domini one thousand eight hundred and sixty-nine, entitled "An Act to authorize the burgess and council of the borough of Warren to convey certain real estate."

WHEREAS, By act of assembly of April thirteenth, Anno Domini one thousand eight hundred and sixty-nine, the burgess and town council of the borough of Warren were authorized to sell and convey certain real estate in said borough, and the school directors of said borough, by said act of assembly, were directed to invest the proceeds of the sale of said land in United States bonds, state bonds or on unincumbered real estate, and use the interest thereon for the common schools in said borough; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever, under the provisions of the act to which this is a supplement, the proceeds of the sale of the real estate therein mentioned shall be paid to the said school directors for investment, the said directors shall have power to use and appropriate said money for the purchase of land or the erections of additional buildings for school purposes, if in their judgment the interests of the schools require such appropriation: *Provided*, That if such appropriation be so made, said directors shall make provision for and sustain an academic school, or department for the instruction of the pupils in the languages and higher English branches.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1080.

An Act

Relating to the duties of the prothonotaries and clerks of the several courts of the counties of Carbon and Monroe.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the prothonotaries and clerks of the court of quarter sessions and orphans' court of Carbon and Monroe counties shall keep a docket, in which shall be entered all costs received by them, in their official capacity, on judgments, decrees, sentences, or otherwise, which shall be free to the inspection, at all times, of the attorneys, witnesses, justices, or other parties who may consider themselves interested therein; and for any violation of the requirements of this act shall subject such officer to a fine of fifty dollars, to be sued for and recovered before any justice of the peace of said counties, as other debts of said amounts are now recovered by law; and the fee of the prothonotaries and clerks aforesaid, for making said entries and keeping the said docket, shall not exceed twenty-five cents for each case so entered.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1081.

A Supplement

To an act to provide for the appointment of a fire marshal for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the fire marshal of said county shall have power to appoint two deputies, who shall have and exercise all the powers now vested in the said

Marshal may
appoint deputies.

Badge to be worn at fires.

fire marshal; and it shall be the duty of the fire marshal and his deputies, when on duty at fires, to wear a badge designating their office.

Marshal and deputies to examine buildings, &c.

SECTION 2. It shall be the duty of the marshal and his deputies to examine the dwelling houses, and other buildings in said county, for the purpose of ascertaining whether the stoves and pipes thereto, boilers, kettles, and also all chemical apparatus which in their opinion may be dangerous in causing or promoting fires, and also the places where ashes may be deposited; and upon finding any of them defective or dangerous, said marshal or his deputies shall direct the owner or occupant, either by printed or written notice, to alter, remove or amend the same in such manner, or within such reasonable time as they may deem necessary; and in case of neglect or refusal to do so, the party offending shall forfeit and pay, upon conviction thereof before any mayor or justice of the peace of said county, any sum not exceeding twenty-five dollars, for use of said county, to be collected as fines and forfeitures are now collected by law.

To direct alterations, &c., to be made.

Penalty for neglect to make alterations, &c.

Expenses of removals, &c., payment of

SECTION 3. That the expense of any removal, alteration or amendment as aforesaid, shall be paid in first instance by the occupant, but shall be chargeable against the owner of such dwelling house or other building, and shall be deducted from the rent of the same unless such expenses be rendered necessary by the act or default of such occupant, or unless there a special agreement to the contrary between the parties; and said marshal or his deputies, or either of them, are hereby empowered, at any and all times, to enter into and examine all buildings, livery or other stables, hay boats or vessels, and places where any gunpowder or other combustible materials may be lodged, and give such directions, in writing, in the premises as may be deemed necessary, relative to the removal thereof; and in case of neglect or refusal on the part of the possessor of such combustible materials, or any of them, to remove or secure the same within the time and manner directed, the party offending shall forfeit and pay, in addition to any penalty hereinbefore imposed, the sum of twenty-five dollars, to be collected as heretofore provided for in this act.

Marshal or deputies may examine places where combustibles are lodged, and direct removal thereof.

Penalty for neglect to make removals.

Deputies not to be paid by county.

SECTION 4. The deputies appointed in pursuance of this act shall not be paid anything out of the treasury of the county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1082.

A Further Supplement

To an act incorporating the Elk Hill Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the Elk Hill Coal and Iron Company may hold, and it shall be lawful for them to hold lands, in fee or otherwise, in any of the states or territories of the United States, and improve or develop the same, and to obtain therefrom any and all minerals and other valuable substances, opening, leasing or disposing of privileges to work or mine, or sell such lands or any part thereof, and erect all buildings or works as may appertain to their business, and use, let, sell, lease or dispose of the same, and to transport and dispose of all such minerals, articles, materials and property as shall be for the interest of said company in developing their business, with the privileges heretofore granted: *Provided*, That in no county in Pennsylvania shall they be empowered to hold in fee exceeding five thousand acres; and that the said company, in doing business out of the state, shall always have and maintain an office or agency within this commonwealth, in charge of a resident agent or attorney, duly appointed, on whom all necessary process of law can be served.

May hold and improve lands in any state or territory.

Mining privileges.

To have an office in Pennsylvania

SECTION 2. That said company is hereby authorized to issue a preferred stock, not exceeding three thousand shares, of fifty (\$50) dollars each, upon such terms and upon such guarantees in respect to dividends thereon as shall be determined upon; the moneys arising from any issue of any preferred stock may be used in constructing any works, any purchases or cancelling of any claim, so far as persons holding just claims against it are willing to receive such preferred stock in liquidation thereof; and the said company may increase their common stock at such times and to such amounts as shall be for their interests in developing their business: *Provided*, That no increase of preferred or common stock shall be made unless consent of stockholders holding two-thirds of the stock of said company is first obtained; and that said corporation shall pay into the state treasury one-half of one per cent. on the capital stock hereby authorized or hereafter created, when subscribed and issued, and to be paid in four equal annual instalments, and such other tax as is now or may be hereafter imposed by law on similar corporations.

May issue preferred stock.

How moneys arising from issue of preferred stock may be used.

May increase common stock.

Bonus and tax.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1083.

An Act

To prevent fishing in Silver lake, Choconut lake and Wyalusing lake, in the county of Susquehanna.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act it shall not be lawful for any person or persons to catch, take or kill any fish in the lakes known as Silver lake, Choconut lake and Wyalusing lake, in the county of Susquehanna, between the first day of November and the first day of April in each year.

Catching fish during certain season, prohibited.

Penalty for offending against provisions of act.

SECTION 2. That any person so offending against the provisions of this act, shall, on conviction thereof, pay a fine of ten dollars for the first offence and twenty dollars for each subsequent offence, with costs of suit, to be recovered in the name of the commonwealth, before any justice of the peace having jurisdiction over the place where the offence shall have been committed; such fine, when collected by the justice, to be paid to the treasurer of the school board of said district for school purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1084.

An Act

To protect butter and cheese manufacturers in Erie, Crawford and M'Kean counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whoever shall knowingly sell, supply or bring to be manufactured, to any cheese manufactory in this state, any milk diluted with water, or in any way adulterated, or milk

from which any cream has been taken, or milk commonly known as skimmed milk, or whoever shall keep back any part of the milk known as strippings, or whoever shall knowingly bring or supply milk to any cheese manufactory that is tainted, or partly sour, from want of proper care in keeping pails, strainers or any vessels in which said milk is kept, clean and sweet, after being notified of such taint or carelessness, or any cheese manufacturers who shall knowingly use, or direct any of his employees to use for his or their individual benefit, any cream from the milk brought to said cheese manufacturer, without the consent of all the owners thereof, shall, for each and every offence, forfeit and pay a sum not less than twenty-five dollars nor more than one hundred dollars, with costs of suit, to be sued for in any court of competent jurisdiction, for the benefit of the person or persons, firm or association or corporation, or their assigns, upon whom such fraud shall be committed: *Provided*, That the provisions of this act shall extend only to Erie, Crawford and M'Kean counties.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1085.

An Act

Relative to elections in the borough of Milton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the election held in the borough of Milton, in the county of Northumberland, on the second Tuesday of October last, for officers of said borough and the wards thereof, is hereby legalized and made valid, and the said officers then elected shall hold their offices for the terms for which they were respectively chosen.

Election legalized.

SECTION 2. That the members of the town council of said borough shall be chosen annually, commencing with the next election; and three thereof shall be chosen from each ward, upon the principle of the free vote as defined and fixed in the fourth section of the act to define the limits and to organize the town of Bloomsburg, approved March fourth, A. D. one

Election of town council regulated.

thousand eight hundred and seventy; and all the acts and parts of acts inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1086.

An Act

Relating to elections in the borough of Sunbury.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in elections hereafter held in the borough of Sunbury for borough or ward officers, whenever two or more persons are to be chosen to the same office for the same term of service, each voter may, at his discretion, bestow his votes upon one or more candidates less in number than the whole number of persons to be chosen, in the manner provided in the fourth section of the act to define the limits and to organize the town of Bloomsburg, passed at the present session, and the candidates highest in vote shall be declared elected: *Provided*, That inspectors of election shall be chosen as heretofore; and that directors of common schools shall be considered and held to be borough officers within the meaning of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1087.

An Act

To authorize the more prompt collection of taxes in the county of Adams.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly approved the eleventh day of April, Anno Domini one thousand eight hundred and sixty-six, to authorize the more prompt collection of taxes in the county of York, be and the same is hereby extended to the county of Adams, in like manner as if the same had been especially recited in this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1083.

A Further Supplement

To the acts concerning streets and sewers in the city of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the councils of the city of Pittsburg shall be and are hereby authorized to provide, by ordinance, for the payment to contractors the cost and expense of constructing sewers, the grading and paving of streets, alleys, et cetera, and the construction of side-walks in said city, in whole or in part, as the work progresses.

Councils may provide for paying contractors the cost of grading, paving, &c.

SECTION 2. That for the purpose of making provisions for the payment of the same said councils shall be authorized to create a new appropriation, to be known as the street improvement fund, and to change the appropriation heretofore made for the year one thousand eight hundred and seventy, by adding thereto an appropriation to said fund.

May create street improvement fund, and change appropriation for 1870.

SECTION 3. That all moneys received from assessments for the improvements aforesaid, shall be paid into said fund, to be paid out as councils may by ordinance direct; and said fund shall not be appropriated to any other purpose than the pay-

Moneys received from assessments for improvements to be paid into said fund.

ment of liabilities incurred for the public improvements aforesaid.

Council may borrow money to pay for improvements.

SECTION 4. That for the purpose of providing for the payment of such sums as may become due before the receipt of sufficient moneys from said assessments to pay the same, the said council shall be authorized from time to time to borrow any sum or sums of money, not exceeding one hundred thousand dollars, and issue bonds or other evidence of indebtedness therefor, to be repaid from moneys belonging to said fund.

Suits may be brought before aldermen for collection of assessments less than \$50.

SECTION 5. Whenever any assessment for any public improvement in the city of Pittsburg shall have been placed in the hands of the city attorney for collection, in accordance with law, and any assessment chargeable against any separate lot of ground, or upon contiguous lots belonging to the same person, shall be less than the sum of fifty dollars, it shall be lawful for the said attorney to institute suit before any alderman of said city, in the name of said city, against the owner or owners of said lot or lots, and collect the same as other debts of like amount are by law collectible: *Provided*, That such assessment shall continue a lien upon the property assessed for six months after completion of the work, as provided in the act relative to streets and sewers in said city; and if a transcript of the proceedings before the alderman be filed within said six months, the said lien shall be continued as if the claim had been filed in the manner prescribed by said acts.

Lien of such assessments.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1089.

An Act

To declare Fish creek, in Greene county, a public highway and navigable in freshets.

Pennsylvania Fork of Fish creek made a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the channel of the Pennsylvania Fork of Fish creek, running through Springhill township, in the county of Greene, be and the same is hereby made a public highway and navigable during the time of freshets, for all forms of merchanta-

ble timber, saw logs, railroad cross-ties, cooper stuff, et cetera, from the town of New Freeport, in said township, to the state line; and any person or persons, having timber on said creek, shall have free privilege of floating or rafting the same down said stream to market, without hinderance or molestation.

SECTION 2. That any person or persons felling trees or placing logs, rocks or other obstructions in the channel of said creek or on the dams in the same, which may prevent the free passage of said timber or logs, or otherwise detaining or stopping them, or diverting them from the proper channel, shall be deemed guilty of a misdemeanor, and liable to a fine of not less than thirty nor more than three hundred dollars for each and every offence so committed, recoverable before any qualified justice of the peace or court of common pleas, with costs of prosecution, or by imprisonment in the county jail not less than three nor more than thirty days, at the discretion of the court; said fine when recovered, to be paid, one-third to the person giving information of said offence, one-third to the road supervisors of said township, to be expended and accounted for by them the same as road tax, and one-third to the common school fund of said township, to be expended and accounted for the same as other school taxes.

Penalty for placing obstructions in creek.

Appropriation of penalty.

SECTION 3. This act is to be in force from and after its passage.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1090.

A Supplement

To an act to incorporate the American News Association, approved the thirty-first March, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the American News Association may increase the number of its directors to five, and upon the filing of a certificate in the office of the secretary of the commonwealth, may change the name of said corporation and may extend its bu-

siness so as to enable it to receive and distribute intelligence for public or private use, as well as for the newspaper press, upon such terms as may be agreed upon; and shall have power to print, publish, issue and dispose of such newspapers, books, maps, pamphlets and literary productions as may be deemed expedient.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senaté.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1091.

An Act

To confer additional privileges on the Forest Hill Cemetery association of Scranton.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all property held by said corporation for cemetery purposes shall be exempt from taxation; and every lot in said cemetery shall be held by the proprietor for the purpose of sepulture alone, transferable only with the consent of the president or trustees as they may direct, and shall not be liable to execution or attachment; no street, highway or road of any kind shall ever be opened through any part of the property of said corporation without the consent of the trustees.

Property to be
exempt from
taxation.
Lots.

Opening of
streets, &c.

Force and effect
of recorded cer-
tificates of own-
ership of lots.

Force and effect
of assignments
of certificates.

Force and effect
of exemplifica-
tions from
record.

Penalty for car-
rying fire-arms
within grounds.

SECTION 2. That a certificate under the seal of the corporation of the ownership of any lot shall, if duly recorded in the office of said corporation, in all respect have the same force and effect as any deed or conveyance from said corporation of such lot would have, if duly acknowledged and recorded as deeds of conveyance of real estate are by law required to be; and all assignments of such certificates made in conformity with the by-laws and regulations of the corporation, and recorded as aforesaid, shall have like effect; and exemplifications from the record of a certificate or assignment, duly authenticated by the secretary of the corporation, shall have the same force and effect, and be entitled to the same credit as the original certificate or assignment.

SECTION 3. That any person or persons who shall carry or shoot off any gun or fire-arms, within the limits of said ceme-

tery grounds, shall be subject to the same pains and penalties as are prescribed by the provisions of an act to protect burial grounds, approved May seventh, Anno Domini one thousand eight hundred and fifty-five; and any person who shall drive or ride on the avenues or drive-ways of said cemetery, at a greater speed than is permitted by the by-laws of the corporation, shall be subject to the same penalty.

Penalty for fast driving or riding.

SECTION 4. That any person who shall wilfully destroy, mutilate, deface or injure or remove any tomb, monument or grave-stones, or other structure placed in said cemetery, or fence, railing or other protection or ornamentation, or shall wilfully cut, break or injure any tree, shrub or plant within the limits of said cemetery, shall be deemed guilty of a misdemeanor, and shall upon conviction be punished by a fine not less than one hundred dollars, and by imprisonment in the county jail not exceeding thirty days, according to the nature and aggravation of the offence; and such offender shall also be liable to said corporation in action for damages for his unlawful acts.

Penalty for injuring monuments, trees, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1092.

An Act

To incorporate the Greene County Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John C. Flenniken, Joseph L. McConnel, Wm. T. E. Webb, Joseph Yeater, Daniel Jacobs, Samuel Harvey, Lorenzo D. Inghram, John Dowlin, Jonas Eely, James Mendenhall, J. A. J. Buchanan, Justus F. Temple and Simon Rinehart, Jr., be and are hereby appointed commissioners to and perform the duties hereinafter mentioned; that is to say, they shall procure a book and therein enter as follows: We whose names are hereunto subscribed, do promise to pay to the president and managers of the Greene County Turnpike Road Company, the sum of one hundred dollars for every share of stock in said company by us subscribed, in such manner, pro-

Commissioners.

Form of subscriptions.

portions and times as shall be determined by the president and managers thereof.

Certificate to
governor.

SECTION 2. When ten or more persons shall have subscribed in the aggregate ten thousand dollars, and shall have paid to the treasurer of said company twenty per centum in the aggregate of said subscriptions, the said commissioners, or any five of them, shall certify, under their hands and seals, the facts above stated, with the name of each subscriber and the amount paid by each, it shall and may be lawful for the governor, by letters patent under his hand and seal of the state, to create and erect the subscribers, and those who may afterwards become such, into a body politic and corporate, in deed and in law, by the name, style and title of the Greene County Turnpike Road Company, and by the same name, the said subscribers and their assignees shall have perpetual succession, and the privileges and franchises incident to a corporation, and shall be capable of holding the capital stock, and the increase and profits thereof, and also for buying, holding and selling and assigning all lands and tenements, personal and real estate necessary to carry into effect all such things as shall be incident to the object of their corporation, and of suing and being sued in their corporate capacity, and of doing any other matter or thing which a corporation shall lawfully do.

Letters patent.

Title.

Powers and
privileges.

Organization.

SECTION 3. That as soon as said letters patent are obtained the commissioners, or any five of them, shall proceed to organize the company in accordance with the provisions of the third section of the act of the twenty-sixth January, Anno Domini one thousand eight hundred and forty-nine; each stockholder shall be entitled to one vote for each share of stock subscribed for by him, and no stockholder shall be prevented from voting by reason of failure to pay the full amount of the stock subscribed for by him.

Votes.

Capital stock.

SECTION 4. That the capital stock of said company is limited to one hundred thousand dollars, to be divided into shares of one hundred dollars each.

May lease road
of Waynesburg
Turnpike Com-
pany.

SECTION 5. That the said Greene County Turnpike Road Company is authorized to take, receive and hold any lease which the Waynesburg Turnpike Company or any other turnpike company organized in said county may think proper to make of their road or roads; and the said Waynesburg Turnpike Company are hereby authorized and empowered to lease their road to the said Greene County Turnpike Road Company upon this basis, to wit: That the said Greene County Turnpike Road Company will make, furnish and complete the Waynesburg turnpike road within three years from the date of said lease; secondly, That the said Greene County Turnpike Road Company will pay all the debts of the said Waynesburg Turnpike Company within two years from the date of said lease, and also fully comply with all contracts which the Waynesburg Turnpike Company have made and are still not fully executed; and for this purpose the said Greene County Turnpike Road Company shall have power in their corporate name to enforce said contracts, and may be also sued on said contracts, covenants and agreements said lease may contain,

Terms of lease.

which may be mutually binding, as are not inconsistent with the foregoing basis.

SECTION 6. That within three years after the date of said lease it shall be the duty of the Greene County Turnpike Road Company to file in the court of common pleas of Greene county, at the term of said court next after the expiration of the three years, a just and true account of all expenditures upon said road, giving items in detail, and also a schedule of the debts paid; which account shall be filed by the direction of the court, and if no exceptions shall be taken to the same at the term of the court at which it was filed, the same shall be approved and confirmed by the court; and furthermore, it shall be the duty of said company, every year thereafter, to file an account in the said court as aforesaid, upon which the same action may be had as upon the original account; and when it shall appear that the said Greene County Road Company have received the whole amount of their disbursements, with twelve per centum interest on the same, the said lease shall be null and void, and the said Waynesburg Turnpike Company shall be remitted to all their rights and franchises; and that during the whole term of said lease the said Greene County Turnpike Road Company shall be invested with all the powers, privileges, rights and franchises now existing in or belonging to the Waynesburg Turnpike Company.

To file account within three years after date of lease.

To file account annually thereafter.

When lease to be null and void

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1093.

A Further Supplement

To an act to authorize the commissioners of Luzerne county to build a new county jail, and perform other acts.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the county commissioners of Luzerne county are hereby authorized to borrow money, to an amount not exceeding twenty thousand dollars, in addition to the amount named in the act of twentieth January, one thousand eight hundred and sixty-nine, to which this is a supplement, and execute bonds or certificates of indebtedness therefor, in the same

manner and with the same rights, powers and limitations contained in said act, and at the same rate of interest.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1094.

An Act

To authorize the Widow and Orphan Fund Life Insurance Company of Nashville, Tennessee, to establish a branch office or offices in this commonwealth.

Preamble.

WHEREAS, The legislature of Tennessee has granted a charter for a life insurance company, by the name, style and title of the Widow and Orphan Fund Life Insurance Company, which is now fully established and in successful operation, one of the objects being to aid lodges of Odd Fellows to build, maintain and establish halls and places of meeting:

And whereas, The extension of the privileges of said insurance company to this commonwealth will be of great assistance to lodges within the same desiring to erect or purchase halls or places of meeting, and thereby contribute to the taxable property of the state; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Authorized to
establish branch
offices.

That the Widow and Orphan Fund Life Insurance Company of Nashville, Tennessee, be and they are hereby authorized and empowered to establish a branch office or offices in this

Management.

commonwealth, to be managed by a resident board of managers of five stockholders, to be selected by the parent board of said company, to be governed by such rules and regulations

Certificate of
auditor general
to be obtained
before issuing
policies.

as the parent board may from time to time ordain and establish; but no policy of insurance shall be issued therefrom until the auditor general shall certify that, from the evidence submitted to him, he is satisfied that stock to the amount of fifty thousand dollars has been subscribed for by persons residing in the state, and at least twenty-five per centum thereon actually paid in; and that said company shall possess at least two hundred thousand dollars in money, property or securities, above all demands existing against said company.

To possess
\$200,000 above all
demands.

SECTION 2. That said branch office or offices shall have the

power and be subjected to the liabilities now conferred or imposed upon the American Life Insurance Company of Philadelphia. Subject to.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1095.

An Act

To authorize the Pittsburg, Virginia and Charleston Railway Company to apply any moneys in the treasury of the said company to such improvements as will facilitate the construction of said road, and to make the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for the Pittsburg, Virginia and Charleston Railway Company to apply any moneys in the treasury, without regard to the source from whence the money was derived, to any and every improvement which the said company may deem necessary to enable them to complete and equip said road; and in the construction of any bridge or bridges on their lines of railroad or branches thereto, over streams of water or rivers, it may at its option, in order to accommodate the public, adapt the same for the ordinary travel thereon of vehicles, foot passengers and general traffic, and charge and collect tolls therefor, not exceeding the rates authorized to be charged by the Monongahela Bridge Company at Pittsburg, under its charter and the several supplements thereto; and the said Pittsburg, Virginia and Charleston Railway Company is hereby authorized to construct said bridge or bridges as it may deem necessary and convenient for the use and purposes aforesaid.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1096.

An Act

Authorizing Charles G. Murphy to act as justice of the peace in the township of Conyngham, Columbia county, while residing outside the limits of said township.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles G. Murphy, a justice of the peace, elected in the township of Conyngham, Columbia county, and whose commission as such expires April fourteenth, one thousand eight hundred and seventy-three, shall continue in said office of justice of the peace in the said township of Conyngham, perform the duties and receive the emoluments thereof until the expiration of the time for which he was elected, although he may reside outside the limits of said township.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1097.

An Act

Supplementary to an act authorizing the school directors of the borough of Waynesboro', Franklin county, to borrow money for school purposes, approved the second day of April, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the school directors of the borough of Waynesboro' are authorized and empowered to issue bonds, not exceeding in amount eight thousand dollars, bearing interest at any rate not exceeding seven per centum per annum, for moneys borrowed or which may hereafter be borrowed by them as authorized by law, for the purpose of building a school house

within said borough; and that said bonds shall be free and exempt from all taxation, except for state purposes.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1098.

An Act

Authorizing the school directors of Plymouth borough to borrow money for the erection of two school buildings for public school.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the school directors of Plymouth borough, Luzerne county, be and they are hereby authorized to borrow, upon the credit of said borough, twelve thousand dollars, at a rate of interest not exceeding seven per centum per annum, for the erection of two buildings for school purposes; one-half of the amount borrowed to be expended in the erection of one building in the East ward of said borough, and one-half of the amount borrowed to be expended in the erection of one building in the West ward of said borough.

Authorized to borrow money.

How money to be expended.

SECTION 2. That said school directors be and they are hereby authorized to make and issue bonds, with or without interest coupons attached, for the payment of which the said borough hereby is pledged for the amount they borrow, not exceeding the sum of twelve thousand dollars, and at a rate of interest not exceeding seven per centum, payable semi-annually, redeemable at any time not exceeding ten years from date of bond; said bonds to be exempt from all taxation under the laws of this commonwealth, except for state purposes.

Authorized to issue bonds.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1099.

An Act

Authorizing the school directors of Highland and Lincoln school sub-districts, in the city of Pittsburg, to settle the indebtedness of the independent school district of Collins township, Allegheny county, and to borrow money to pay the same.

WHEREAS, The Highland school sub-district and the Lincoln school sub-district, in the city of Pittsburg, now embrace that was formerly the Independent school district of Collins township, and are jointly liable for the indebtedness of said independent district; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the directors of the Highland and Lincoln school sub-districts, in the city of Pittsburg, be and they are hereby authorized to settle the indebtedness of the Independent school district of Collins township, and determine what portion thereof shall be paid by each of said sub-districts; and for the purpose of enabling them to pay the same, each of the said boards of directors is hereby authorized to borrow money and issue bonds therefor, bearing interest not exceeding eight per cent., exempt from taxation, except for state purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1100.

A Supplement

To an act to authorize the erection of a poor house by the borough of Danville and Mahoning township, in the county of Montour, approved the eighth May, Anno Domini one thousand eight hundred and fifty-four.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the directors of the poor of the borough of Danville and Mahoning, in the county of Montour, are hereby authorized to purchase, with the assent of the court of quarter sessions of Montour county, additional real estate adjoining that already owned by the said poor district, not exceeding forty acres in amount; and it shall be lawful for said directors to take and receive proper conveyances therefor, in the name of the directors of the poor of Danville and Mahoning, and to execute, in the name of said corporation, bonds and mortgages to secure the unpaid purchase money thereon.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1101.

An Act

For the better prosecution of disorderly persons in the borough of Elizabeth, county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act it shall not be lawful for any person or persons to act in an outrageous or disorderly manner, or disturb the peace and good order of the said borough of Elizabeth, or annoy or disturb any watchman employed in any factory, mill or other place, either by night or by day, or use any profane or unbecoming language in or near any church, school house, street or other public place; and any person or persons so offending, upon due conviction thereof before the burgess or any justice of the peace of said borough, shall pay a fine not less than one dollar nor more than twenty-five dollars for each and every offence, and in default of the payment of said fine or fines less than five dollars, be committed to the lock-up house of said borough for not less than twenty-four nor more than seventy-two hours, and in default of the payment of any of said fine or fines of the sum five dollars or more, be committed to the jail of Allegheny county for not less than five nor more than thirty days.

Persons prohibited from acting in a disorderly manner.

Penalty.

SECTION 2. All of said fine or fines shall be paid into the treasury of the said borough; and the magistrate and constables.

Disposition of fines.

Fees of officers. ble fees shall be paid out of the treasury of the said borough, in every case where any offender is committed to the lock-up house of said borough or to jail of the said county.

Fines to be paid to treasurer monthly.

Penalty on magistrates for neglect to pay over fines.

SECTION 3. All of such fine or fines, so collected by any magistrate of said borough, shall be paid to the treasurer thereof at the end of every month; and upon the neglect or refusal of any such magistrate to pay over such fines as aforesaid, he shall be guilty of a misdemeanor, and upon conviction thereof he shall be sentenced to pay a fine of not less than twenty dollars nor more than one hundred dollars, for the use of said borough; such fine or fines to be collected as fines of like amount are now recovered by the laws of this commonwealth.

Repeal.

SECTION 4. That so much of any act or acts as are inconsistent with the provisions of this act are and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1102.

An Act

To authorize the burges s and town council of the borough of Elizabeth, in the county of Allegheny, to erect a lock-up house in said borough.

Burgess and council authorized to erect lock-up.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Elizabeth, in the county of Allegheny, be and they are hereby authorized and empowered to build or otherwise provide, within the said borough, a suitable building for the security and temporary detention of any person or persons committed by a justice of the peace or burgess of said borough for any violation of the laws of this commonwealth, or of any ordinance of the said borough, for which such person or persons could be lawfully committed to the common jail of said county: *Provided,* That no person shall be confined in said lock-up house at any one time for a longer period than seventy-two hours, except such person or persons be charged with an indictable offence, and it be necessary to detain such person or persons for legal examination.

Confinement in lock-up limited.

SECTION 2. That all fees for the arrest, commitment and safe-keeping of any person shall be taxed by the burgess and paid by the prosecutor or defendant or defendants, or the said borough of Elizabeth, as the issue of the case on which such defendant or defendants shall be committed may be determined and required. Fees for arrests, &c.

SECTION 3. That the burgess and town council of said borough, or a majority of them, may appropriate and pay for the erection of said lock-up house such sum of money out of the funds of said borough as they may deem necessary: *Provided however*, That the cost of such lock-up house shall not exceed five hundred dollars. Burgess and council may appropriate money for erection of lock-up.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1103.

An Act

To fix the time for holding the several courts in Clearfield county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the terms of the several courts in and for the county of Clearfield, shall commence and be held as follows: On the second Monday of January, the third Monday of March, the first Monday of June, and the fourth Monday of September, each term to continue two weeks, if necessary, except the January and March terms, which shall continue but one week; and the courts of common pleas and orphans' courts shall, in addition to said terms, sit for the trial of civil cases and such other business as may come before them, on the second Monday of November, and continue for two weeks, if necessary; and venirees for petit juries shall issue in the usual form for such term, under the direction of the judges of the courts aforesaid.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY

No. 1104.

An Act

For the relief of Levi Brown.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer is hereby authorized and required to pay to Levi Brown, or his duly appointed agent, of Beaver county, the sum of fifty-eight dollars and forty-five cents, out of any money in the treasury not otherwise appropriated, being money paid by said Levi Brown for lot number seventy-seven, part of the reserved track near the mouth of Beaver, to Thomas Henry, surviving commissioner for selling out-lots in the reserve tract, near the mouth of Beaver, under act of assembly of one thousand eight hundred and twenty-six, and repaid, under a mistake, to Jacob M. Campbell, surveyor general, and by him paid into the state treasury on the twenty-third day of August, Anno Domini one thousand eight hundred and sixty-nine.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1105.

An Act

Supplementary to an act to establish a board of health, and to secure the city and port of Pittsburg from the introduction of pestilential and contagious diseases, and relative to the granting of tavern licenses in Butler county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of health shall furnish separate books, in which shall be registered, in the manner hereinafter directed, the returns made to said board of the marriages which may

Marriages,
births and
deaths to be re-
gistered.

be contracted, and of the births and deaths which may occur in the city of Pittsburg.

SECTION 2. That it shall be the duty of clergymen of all denominations, of clerks or keepers of the records of all churches and religious societies, as also of every magistrate and of other persons, by or before whom any marriage may hereafter be solemnized or contracted, and of every practicing physician, and of every practitioner of midwifery, and of every undertaker, and superintendent or sexton, of any cemetery or burial ground, in the said city of Pittsburg, on or before the first day of May next ensuing, (the day in which the law goes into effect,) to report his, her or their names and places of residence to the health officers, at the office of the board of health; and it shall be the duty of the health officer to have the same properly registered in index form, in suitable books to be furnished by the board of health; in the event of any of the persons above specified removing to any other place of residence, it shall be their duty to notify the health officer of the fact within thirty days after such removal, except where the persons removing shall cease to act in such official capacity, as makes them subject to the provisions of this act.

Duties of clergymen, magistrates, physicians, undertakers, sextons, &c.

SECTION 3. That whenever any person shall die in the city of Pittsburg, it shall be the duty of the physician who attended during his or her last sickness, or of the coroner, (when the case comes under his notice,) to furnish to the undertaker or other person superintending the burial, a certificate, setting forth, as far as the same can be ascertained, the full name, occupation, sex, color, age and condition, (whether married or single,) of the dead persons, and the cause and date of death; in case any person shall die without the attendance of a physician, or if the physician who did attend at the time of the death, refuses or neglects to furnish such certificate, it shall be the duty of the physicians of the board of health, upon being notified thereof, to make the necessary examination in such cases, and to give a certificate of death as aforesaid: *Provided*, It be not a case requiring the attendance of the coroner.

Physician to give certificate to undertaker.

SECTION 4. That it shall be the duty of every undertaker or other person, before removing any corpse for burial within the city, or elsewhere, to obtain from the board of health a permit so to do, which shall be granted by said board; but before obtaining such permit he shall deposit, in the office of the board of health, the physician's or coroner's certificate, together with his own certificate, setting forth, as nearly as can be ascertained, the birth place of the party, ward, number and street of late residence in the city, time of residence therein, place of previous residence, duration of last illness, and the place and date of intended interment; which certificate shall be signed by the undertaker, as well as the physician or surgeon in attendance at the time of death; and no sexton or other person shall assist in, or assent to, or allow any such interment, or aid or assist about preparing any grave or place of deposit for any such body for which such permit has not been given authorizing the same; and it shall be the duty of

Undertakers to obtain permits before removing corpse.

To deposit certificates in office of board of health.

No corpse to be interred without permit.

When permits
to be returned
to board of
health.

Duty of persons
practicing mid-
wifery.

Schedule of
births to be re-
turned to health
officer.

Duties of per-
sons celebrating
marriages.

Penalty on cler-
gymen, magis-
trates, &c., for
violating act or
neglecting
duties.

Registers and
certificates to be
evidence.

How registers to
be kept.

any sexton or other person who shall receive any such permit, to preserve and to return the same to the board of health on or before the first Monday succeeding each interment.

SECTION 5. That every person practicing midwifery in the city aforesaid, under whose charge or superintendence a birth shall hereafter take place, shall keep a true and exact register of such birth, and shall enter the same on a blank schedule to be furnished by the board of health; this schedule shall contain a list of the births which have occurred under his or her care during the month, and shall set forth, as far as the same can be ascertained, the full name of each child, (if any name shall have been conferred,) its sex, color, the full name and occupation of its parent or parents, the day and place of its birth; and the said schedule shall be delivered, duly signed by the practitioner, in the form of a certificate, on the first day of each and every month, to the health officer, or to any other authorized person; in case the birth of any child shall have occurred without the attendance of a physician or practitioner of midwifery, or should no other person be in attendance upon the mother immediately thereafter, it shall then become the duty of the parent or parents of such child to report its birth to the health officer, in the manner and form, and within the period above required.

SECTION 6. That it shall be the duty of every clergyman, and every magistrate, and of the clerk or keeper of the records of all religions and other societies, and of every other person by or before whom any marriage may hereafter be solemnized or contracted, to make a faithful return of the same, at the expiration of every three months, to the health officer, in the form of a certificate, which shall set forth, as far as the same can be ascertained, the full name of the husband, his occupation, the place of his birth, his residence and age, the date of marriage, the full name of the wife previous to the said marriage, and her age, the color of the parties, and the place where, and the name of the clergyman or other person by whom the marriage ceremony was performed.

SECTION 7. That in case any clergyman, magistrate, physician, coroner, midwife, undertaker, sexton, clerk or any other person as aforesaid shall violate any of the provisions of this act, or refuse or neglect to perform any of the duties required by the same, he, she or they shall forfeit and pay, for every such offence, the sum of not less than five nor more than twenty dollars for the use of the board of health, which sum or sums shall be recoverable as debts of like amount, and on non-payment of the same, a *capias ad satisfaciendum* may issue.

SECTION 8. That the books or registers kept by the health officer, or a certificate duly certified by him as containing a copy of the record of any marriage, birth or death shall hereafter be admitted in any court of the state as *prima facie* evidence of said marriage, birth or death.

SECTION 9. That the registry of marriages, births and deaths shall be kept in separate books; and there shall be general indexes to the record of all marriages, births and deaths, which indexes shall also be kept in separate books.

SECTION 10. That the health officer shall receive, for the use

of the board of health, fifty cents for granting a certificate or certified copy of the record of any marriage, birth or death, and ten cents for making a search for either a marriage, birth or death, which sums shall be paid by the party applying for the certificate or search; but the said registers shall at all times be accessible to physicians, clergymen and lawyers without charge.

Fees of health officer.

SECTION 11. That in order to secure uniformity and dispatch in the registration herein provided for, the books shall contain, upon the margin of each page, printed titles, with corresponding blanks for suitable entries for marriages, births and deaths in the order, to wit:

How books of registry to be prepared.

MARRIAGES.

Marriages.

Full name of husband.
Occupation.
Residence.
Birth place.
Age when married.
Full name of wife previous to marriage.
Residence.
Birth place.
Age when married.
Time of marriage.
Color of the parties.
Ceremony employed.
Name of the person performing the marriage.
Residence of the last named person.
Date of certificate.
Date of registration.

BIRTHS.

Births.

Full name of the child.
Sex.
Color.
Full name of the father.
His occupation.
Full name of the mother.
Day, month and year of the birth.
Street and number of house where born.
Name of physician or other person signing certificate.
His residence.
Date of certificate.
Date of registration.

DEATHS.

Deaths.

Full name of the deceased.
Color.
Sex.
Age.
Married or single.
Occupation.
Date of death.
Cause of death.
Duration of last illness.

Birth place.

Ward, number and street of late residence.

Time of residence therein.

Place of previous residence.

Place of intended interment.

Date of intended interment.

Date of certificate.

Date of registration.

Blanks to be kept for gratuitous distribution.

SECTION 12. That the board of health shall keep on hand at all times, a supply of blanks for gratuitous distribution, to all persons whose duty it shall be to make returns under this act.

When act to go into effect.

SECTION 13. That this act shall take effect and go into operation on and after the first day of June, Anno Domini one thousand eight hundred and seventy; and all acts inconsistent with this act are hereby repealed.

Board of health may make rules and regulations.

SECTION 14. That the board of health shall have power to make all rules and regulations for carrying the provisions of this act into effect.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1106.

An Act

To incorporate the Dallas and Kingston Turnpike Road Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Charles Dorrance, Payne Pettebone, James Garrahan, Isaac Trip, Albert H. Holcomb, Joseph Frantz, A. Bymean, Z. B. Rice, Joseph Harter, Henry Coon, Samuel Hoyt, Samuel Raub, Jacob Rice and John Kellar, or a majority of them, be and they are hereby appointed commissioners to open books and receive subscriptions, and organize a company, by the style and title of the Kingston and Dallas Turnpike Road Company, with power to construct a turnpike road, all macadamized, commencing at or near the village of Dallas, in the township of Dallas, and thence by the most practicable route to the mill of Rice and Brother, in Kingston township, subject to all the provisions and restrictions of an act regulating

Title.

Construction of turnpike authorized.

Subject to.

turnpike and plank road companies, approved the twenty-sixth day of January, in the year of our Lord one thousand eight hundred and forty-nine, and the supplements thereto.

SECTION 2. That the capital stock of said company shall consist of five hundred shares, of fifty dollars each : *Provided*, That the said company may from time to time, by a vote of the stockholders, or a majority of them, at a meeting called for that purpose, increase its capital stock to such an amount as they may deem necessary to carry out the true intent and meaning of this act. Capital stock.

SECTION 3. That said company shall have the privilege of taking, occupying and changing so much of any road as may be necessary for the purpose of this road, as may be laid out or in use along the route of the same, and as may be deemed necessary to shorten and improve the same by a change of location of any part thereof, subject to all the privileges and restrictions of the above cited act, except so far as they are hereby altered and supplied. May occupy and change portions of road

SECTION 4. The president and managers of said company shall have power to establish and regulate rates of tolls not exceeding double the rates established by the act heretofore mentioned, and to erect toll-gates and collect tolls whenever one mile of their road shall have been completed. Tolls.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy:

JNO. W. GEARY.

No. 1107.

An Act

Providing the manner in which county bridges shall be built by the county of Luzerne.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases where the citizens of any township or townships of Luzerne county desire the county to build a bridge across any stream in said township, or across a stream which runs between two townships, or between Luzerne and any other county, it shall be the duty of the citizens of said township or townships to present their petition to the grand inquest of the county, at the November sessions in each year, Proceedings to have bridges built by county.

setting forth the location of the desired bridge, the width of the stream at the point of the location, and the probable expense of building a suitable bridge; and it shall be the duty of the said grand inquest to take up and consider, on Thursday morning of the first week of the meeting of said inquest, all the petitions presented to them for such bridges, and hear such testimony as shall be offered to them in relation to the same; and after such hearing, said inquest shall determine and report to the court of quarter sessions which of the bridges prayed for are most needed, and which it would be most proper for the county to build, taking into consideration the ability of the township in each case to build the bridge, if the same be not built by the county; and shall place in their report the bridges in the order in which they shall believe it right and proper for the county to build the same, together with the amount proper to be expended on each of the said bridges; and they may when they deem it right and proper, determine that the abutments, piers and filling of the abutments, shall be built by the proper township or townships naming them, which report on being approved by the court and entered among the records of the court, shall make the said bridges county bridges; and the same shall be built and erected by the county commissioners of Luzerne county, in the order in which they are reported by the grand inquest aforesaid, out of a tax to be levied and collected by commissioners for that purpose: *Provided however*, That the amount of the cost of the bridges, for which recommendations shall be made as aforesaid, shall not exceed one half mill on the dollar of the valuation for county purposes in any one year.

SECTION 2. That the commissioners of said county, in the contracting and building of bridges in pursuance of this act, shall be governed by the general laws of the commonwealth, relating to building county bridges, except as supplied by this act; and the county of Luzerne shall not be liable in any case for the repair of any bridge or bridges in said county.

SECTION 3. That all laws inconsistent herewith be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

How commis-
sioners to be
governed in
building bridges

County not lia-
ble for repairs.

Repeal.

No. 1108.

An Act

Relating to the preservation of trout in the counties of Potter, Lycoming, Tioga, Clinton and Sullivan.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That hereafter it shall not be lawful for any person or persons to catch or fish for trout in any of the streams in the counties of Potter, Lycoming, Tioga, Clinton and Sullivan, before the first day of April, or after the fifteenth day of August of each year; nor at any time, after the passage of this act, to catch or fish for trout in any manner whatever, except by angling.

Catching trout out of season, and except by angling, prohibited.

SECTION 2. That no person or persons shall carry, send, or in any manner whatever transport trout taken in said streams to any place, firm or persons outside of this commonwealth for sale, or upon any agreement or contract to furnish the same in any quantity whatever.

Transportation of trout to persons outside of state, prohibited.

SECTION 3. That any person or persons offending against the provisions of the second section of this act, shall be subject to a fine, not exceeding fifty dollars, to be sued for by any person having knowledge of such violation, in his own name, before any justice of the peace of said county, one-half of said fine, when collected, to be paid by the justice to the treasurer of the school district in which such offence was committed, and one-half to the informer.

Penalty for offending against provisions of second section.

SECTION 4. It shall be lawful for the justice before whom complaint for violation of the foregoing provisions may be made, upon affidavit by the plaintiff or any one in his behalf, that the defendant is a non-resident of said county, to issue a warrant for the arrest of any such defendant, and upon the return thereof, to require security from the defendant for his appearance to answer said complaint; no appeal from the judgment of a justice, under the provisions of this act, shall be allowed unless bail be given for the payment of the fine and costs should judgment be rendered against the appellant: *Provided*, That on failure of any defendant or defendants to pay any fine or fines, penalty or penalties imposed by this act, such defendant or defendants shall undergo an imprisonment, at the discretion of the court inflicting such penalty, for a period not less than ten nor more than twenty days.

Arrest of non-residents.

Appeals from judgments of justices.

Defendants to be imprisoned on failure to pay fines.

SECTION 5. It shall not be lawful for any person or persons to fish for trout in either of the aforesaid counties, upon the first day of the week, commonly called Sunday.

Fishing on Sunday prohibited.

SECTION 6. Any person offending against the provisions of the first and fifth sections of this act shall, on conviction, forfeit and pay a sum not exceeding twenty-five dollars, nor less than five dollars, or be imprisoned in the county jail where

Penalty for offending against first and fifth sections.

the offence was committed, no less than ten days nor more than twenty-five days for each offence.

Complaints of violations of act

Duties of justices.

Penalty on officers for making false returns, &c.

Proprietors of hotels, &c., prohibited from contracting for trout.

Persons not to sell trout to said proprietors.

Penalty.

SECTION 7. It shall be the duty of any constable having knowledge of the violation of any of the provisions of this act, to make report thereof to any justice of the peace of the proper county; and any other person having such knowledge may make complaint before such justice; and the said justice shall issue his warrant for the arrest of the offender, and proceed to hear and determine the matter in issue, in the same manner as provided in other cases; and any officer found guilty of making a wilfully false return, or neglecting to make a report of the offence when brought to his notice, shall be considered a party to the misdemeanor, and be liable to payment of the fines herein imposed, and be declared incompetent to fulfill the duties of his office, and his office shall be deemed vacant.

SECTION 8. It shall not be lawful for any proprietor of any hotel, restaurant, eating house or saloon, in any of said counties, to contract with or to employ any person or persons to catch or fish for trout for him; and no person or persons shall sell or dispose of any trout to the proprietor of any hotel, restaurant, eating house or saloon, in any of said counties; any person offending against any of the provisions of this section, shall be liable to the penalties prescribed in section sixth of this act.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1109.

An Act

To tax unseated lands in Kingsley, Tionesta and Hickory townships, in Forest county.

Road commissioners authorized to levy and collect special tax on unseated lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the now road commissioners of the townships of Kingsley, Tionesta and Hickory, in the county of Forest and state of Pennsylvania, for the purpose of opening and building certain roads hereinafter mentioned, in the townships aforesaid,

the said road commissioners of several townships herein named, and their successors in office, are hereby authorized to levy, assess and collect a tax upon all unseated assessed lands in the townships aforesaid, for the year one thousand eight hundred and seventy, and annually thereafter, not exceeding ten mills on the dollar in any one year, in addition to that now allowed by law, for road purposes in said townships, which shall be collected by said road commissioners in the same manner as other road taxes in said townships are now by law collected.

SECTION 2. The road commissioners of the township of Kingsley shall expend the special tax hereby created, when collected from the unseated lands, as follows: All moneys arising from the special tax on unseated lands lying east of the Tionesta creek shall be expended on the Tionesta and Marion road, running through said township; and all moneys arising from the special tax on unseated lands lying west of the Tionesta creek shall be expended on the Tionesta and Sheffield road, within the bounds of said township.

How tax to be expended in Kingsley township.

SECTION 3. That the road commissioners of the township of Tionesta shall expend the special tax collected from the unseated lands of said township, as follows: All moneys arising from the special tax on unseated lands lying east of the Tionesta creek, in said township, shall be expended on that part of the Tionesta and Marion road lying or running east of said creek, in said township; and all moneys arising from the special tax on unseated lands lying west of said Tionesta creek, in said township, shall be expended on said Tionesta and Marion road lying west of the Tionesta creek, in said township; and all money arising from the special tax on unseated lands lying west of the Allegheny river, in said township, shall be expended on the Hunter's Run road, in said township.

How to be expended in Tionesta township.

SECTION 4. That the road commissioners of the township of Hickory shall expend the special tax collected from the unseated lands of said township, on the Tionesta and Warren road running within the boundary of said township.

How to be expended in Hickory township.

SECTION 5. That it shall be the duty of the road commissioners of the several townships aforesaid to levy, assess, collect and expend the special tax hereby created, upon the public roads herein named, in conformity with the existing road laws of Forest county.

Duty of road commissioners.

SECTION 6. That after the aforesaid roads are opened and made ready for public use, the within named special tax on unseated lands shall cease.

When tax to cease.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1110.

An Act

In reference to bridges in the county of Clearfield.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in every case in which an application is made to the court of quarter sessions of the county of Clearfield for the erection of a bridge over any river, creek, rivulet therein, under the provisions of the thirty-fifth section of the act of June thirteenth, one thousand eight hundred and thirty-six, it shall and may be lawful for the said court and the commissioners of the said county, after the return of a view therefor, and before submitting the same to the grand jury, to fix and ascertain the sum necessary to be appropriated by the county, out of its treasury, towards the erection of the said bridge; and the said sum being so fixed, it shall be lawful for the said commissioners to appropriate said sum of money and pay the same out of the county treasury toward the erection of the bridge aforesaid, upon estimates furnished as the work progresses; and they shall, in all cases, take from the parties to whom the same is paid, their bond, with sufficient sureties, conditioned for the faithful application of the said moneys, under the contract for the building of said bridge: *Provided,* That nothing herein contained shall hold the county liable to re-build such bridge in the event of its destruction or dilapidation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 1111.

A Supplement

To an act to incorporate the Harrisburg Market Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That all but the three first named corporators in the act to incorporate the Harrisburg Market Company, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty, be and the same are hereby stricken out, and the following persons substituted in their place: George Bergner, C. L. Bowman, George Winters, J. S. Boyer, H. A. Sturgeon and Jonathan G. Miller; and all persons renting stalls in the market house of said company shall have the right to stand their teams and wagons on the street during market hours, in the same way and manner as persons attending the present city market are allowed to use them.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1112.

A Supplement

To an act of April ninth, one thousand eight hundred and forty-four, relative to the poor of the city of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That at the first regular city election, after the passage of this act, the qualified voters of the present eight wards shall elect one citizen from each ward, to serve as directors of the poor; the qualified voters of the First, Second, Third and Fourth wards shall, at said election, each elect one citizen to serve for two years; the qualified voters of the Fifth, Sixth, Seventh and Eighth wards shall, at said election, each elect one citizen to serve for one year; after the expiration of the term of office of the persons so elected, the regular elections in each of said wards for said directors shall be for the term of two years; whenever and as often as two new wards shall have been erected in said city, the qualified voters of the ward whose number shall be nearest the numeral one, shall, at the next annual city election thereafter, elect one citizen to serve as such director for two years; and the qualified voters of the other ward, whose number shall be next highest, shall, at said election, elect one citizen to serve as such director for one year; and at the expiration of the terms of office of the persons so elected, the regular elections in each of said new wards

Election of directors of poor.

Vacancies.

for said directors shall be for two years; in case any vacancy occurs before the next city election thereafter, by reason of death, resignation or otherwise, said vacancy shall be filled by the board of directors: *Provided*, The person thus selected is a qualified elector of the ward in which the vacancy occurs, and shall be for the unexpired term of the party whose place is to be supplied.

Duty of election officers.

SECTION 2. It shall be the duty of election officers of each ward, at every election as aforesaid for said directors, in casting up the votes cast for each candidate, to declare the person receiving the highest number of votes to be elected therefor, and to make out and cause to be delivered a certificate to such party of his said election; it shall be the duty of the mayor of the said city to give the usual notice, and in the usual manner, to the voters of each ward, of any election authorized by this act.

Duty of mayor.

Who to constitute directors of poor.

SECTION 3. Said citizens, so elected, shall, together with the chairman of the committee on poor of councils of said city, constitute the directors of the poor of said city, and shall, except as herein otherwise provided, have and enjoy all the rights, powers and privileges, and be subject to all the obligations and duties at present vested in and incumbent on the directors of the poor of said city by law: *Provided however*, That the present directors of the poor shall remain in office for the unexpired term for which they were respectively elected, and shall constitute a part of the directors of the poor, as organized by this act: *Provided further*, That said directors shall receive no compensation for their services.

Rights, powers, &c.

Proviso.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1113.

A Supplement

To an act, entitled "An Act appointing commissioners to lay out and open a state road in the counties of Potter and Clinton," approved the sixteenth day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the powers and authority given to the commissioners in the said act of assembly, to which this is a supplement, is hereby extended ten years, in addition to the time in said act of assembly named.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1114.

An Act

To authorize the commissioners of Delaware county to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Delaware county are hereby authorized and empowered to borrow, as commissioners of said county, from time to time as they may require, any sum not exceeding thirty thousand dollars in any one year, and give the obligations of the county for the same.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1115.

An Act

To authorize the return of certain unseated taxes in the township of Allegheny, in the county of Potter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

dollars each, which capital stock or shares may be appropriated to the purposes set forth in section one of this act, or be sold at such price and on such terms as the said company may determine, and shall not be subject to assessments or further calls.

SECTION 3. That the said corporation shall have the right Directors. to fix the number of directors by their by-laws, a majority of whom shall be a quorum, one of whom shall be president, and they shall hold their office till their successors shall be duly elected; the said corporation shall be and they are hereby authorized to make all such by-laws, to enable them to carry By-laws. on the business of the same, as they may deem proper, and to alter and amend the same at pleasure; but no by-law shall be made contravening the constitution of this commonwealth or of the United States.

SECTION 4. That the said corporation may adopt a corporate Seal. seal and alter the same, may make and issue capital stock and sell the same, and fix the amount of shares and the par value of the same, and issue certificates therefor representing value Certificates of stock. in their property, in such form and subject to such regulations and interests as they may from time to time prescribe, and may regulate and prescribe in what form and manner their Contracts and obligations. contracts and obligations shall be made and executed.

SECTION 5. That the principal office of said company shall Office. be in the city of Philadelphia, and that branch offices and Branches. agencies may be established elsewhere for the transaction of any of the business of the company.

SECTION 6. That the governor, on the organization of the Letters patent. said company, shall issue letters patent to the aforesaid corporators or their successors.

SECTION 7. That nothing herein granted shall be construed Prohibition. into the power of discounting or of issuing their own notes as a bank currency or circulation: *Provided*, That said corporation shall pay into the treasury of the commonwealth Bonus and taxes such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1117.

A Further Supplement

To an act to incorporate the Fidelity Insurance, Trust and Safe Deposit Company of the city of Philadelphia, passed the twenty-second day of March, Anno Domini one thousand eight hundred and sixty-six, making certain new provisions in regard to the officers and directors thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That nothing in any law contained shall prevent or be construed to prohibit the vice president and solicitor of the Fidelity Insurance, Trust and Safe Deposit Company of the city of Philadelphia, from being directors of said company, and receiving at the same time such compensation for their respective services as such officers as the said board may direct.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1118.

A Supplement

To an act appointing commissioners to lay out a state road from Kane to Campbell's Mills, in M'Kean county, approved April seventeenth, Anno Domini one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That A. A. Clay and Richard Starsmere are hereby appointed additional commissioners to view, lay out and open said state road.

Additional commissioners.

How section third of former act to be construed.

SECTION 2. That section third of the bill to which this is a supplement shall be so construed as to authorize the commissioners named in this supplement, and the act to which it

is a supplement, to levy and collect ten mills on the dollar of the assessed valuation of all the property assessed for road purposes, as adjusted for the county tax, to be collected as road taxes are by law collected through the townships which the road passes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1119.

An Act

Authorizing the appointment of three additional notaries public for the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the governor is authorized and empowered to appoint and commission three additional notaries public in the county of Allegheny.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 1120.

An Act

To authorize the burgess and councilmen of the borough of Waynesburg, in Greene county, to levy a tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Tax for borough
purposes.

That the burgess and councilmen of the borough of Waynesburg, Greene county, be and they are hereby authorized to levy a tax of ten mills upon the valuation as fixed by law for borough purposes.

Repeal.

SECTION 2. All laws and parts of laws inconsistent herewith, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1121.

An Act

To incorporate the National Co-operative Relief Association of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That Geo. Sanderson, Elisha W. Phinney, E. C. Fuller, S. W. Keene, A. Davis, E. Merrifield, M. H. Dale and Chas. Dupont Breck, their associates, successors and assigns, are hereby created a body politic and corporate in law, under the name, style and title of the National Co-operative Relief Association of Pennsylvania; and that by that name shall have perpetual succession, shall have a corporate seal, and be able to sue and be sued, implead and be impleaded in all courts of record and elsewhere, to purchase, receive, have, hold and enjoy, to them and their successors, such real estate and personal property as may be required by said association to carry out the objects of the said corporation, and to receive and invest all moneys in stocks, bonds, mortgages or other securities, as the

Title.

Powers and
privileges.

said corporators, their successors or assigns, may deem proper for the benefit of the association, and to sell, mortgage and re-invest the same according to law.

SECTION 2. The corporators aforesaid are hereby authorized and empowered to receive subscriptions to a grantee fund for said corporation, for an amount not exceeding two hundred thousand dollars, which shall be transferable on the books of the association; and said subscribers to said fund shall pay, on subscribing thereto, at least ten per cent. on the amount subscribed, and the directors may make further assessments until the amount so subscribed shall be paid or secured to be paid, to the satisfaction of said board of directors; and whenever such fund shall be liable for the payment of losses, according to the rules of the company, the amount shall be assessed *pro rata*, to the amount of the fund, on each of the subscribers to said fund.

Corporators authorized to receive subscriptions to grantee fund.

Payment of subscriptions.

Payment of losses.

SECTION 3. Any person over fifteen years of age may become a member of said association, under and subject to such rules and regulations as shall be adopted by the association, and by signing an agreement, in connection with application for membership, to pay a *pro rata* proportion of the expense and benefits fixed and appropriated by the association, on the death of any member in good standing, which each member shall be liable for, and in default of payment thereof, after thirty days' notice, in the manner and form fixed by the by-laws for the service of the same, shall cease to be a member, and shall forfeit all right, title and interest in and to any benefits or donations, in and from said company, together with the amount such delinquent member may have previously paid.

Membership, relative to.

SECTION 4. The corporators aforesaid shall have the power to appoint a president, vice president, secretary and treasurer, and such other officers as may be required to carry out the objects of said corporation, to serve until the annual election shall be held to elect new directors, which shall be by a majority of the members of the association attending such elections, and also to ordain, establish and put into execution such by-laws and regulations as may be necessary for the government of said company, and to locate and hold an office or branch offices in any adjoining state, not in contradiction of the charter or of the constitution of the United States or this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the association, and the due ordering and management thereof.

Corporators may appoint officers, establish by-laws, &c.

SECTION 5. That the principal office of said corporation shall be in the city of Scranton, Luzerne county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1122.

An Act

Relating to the fees of the district attorney for Delaware county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of the act of the twelfth day of April, Anno Domini one thousand eight hundred and sixty-six, entitled "An Act relative the fees of district attorneys in certain counties in this commonwealth," be and the same are hereby enacted to embrace the county of Delaware.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1123.

An Act

To enable S. G. Miller, Esq., of Conemaugh township, Indiana county, to settle his docket as a justice of the peace.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That S. G. Miller, Esq., late a justice of the peace in and for Conemaugh township, Indiana county, be and he is hereby authorized and empowered to retain in his possession his docket as a justice of the peace, and to settle all judgments unsatisfied on such docket, with authority to issue execution, if necessary, to collect and settle the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1124.

A Supplement

To an act relative to the purchase of a law library in the county of Allegheny, approved the fifteenth day of April, one thousand eight hundred and sixty-seven, amending the second section thereof.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the one-half part of all fines and forfeitures to which the county of Allegheny is by existing laws entitled, is hereby directed to be paid by the county treasurer to the committee in said act to which this is a supplement, provided for the purchase and support of a law library to be kept in or near the court house of said county, for the use of the citizens thereof, instead of the one-sixth part of said fines and forfeitures, as in the second section of said act, to which this is a supplement is provided; which said second section is hereby repealed.

Appropriation
of fines and for-
feitures, rela-
tive to.

SECTION 2. That all acts inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1125.

An Act

To incorporate the Lock Haven Gas Company.

WHEREAS, By virtue of certain proceedings in the supreme court of Pennsylvania, and in pursuance of a decree of the court, the whole of the works of the Lock Haven Gas and Water Company, as the same are now laid out, built and constructed, together with its corporate rights and franchises, tracts of land, rights of way, audits, appurtenances, and all its property, both real and personal, were sold at public sale at the Merchants' Exchange, in the city of Philadelphia, on

Preamble.

the twenty-fourth day of November, Anno Domini one thousand eight hundred and sixty-three, and George Tomb became the purchaser thereof:

And whereas, The said George Tomb has since died, having first made his last will and testament, wherein and whereby he did make, constitute and appoint John S. Tomb, George H. Tomb and Huston Hepburn the executors thereof; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

Name.

Powers and
privileges.

That the said John S. Tomb, George H. Tomb and Huston Hepburn, and such persons as they may associate with them for the purpose, be and they are hereby constituted a body politic and corporate, in deed and in law, under the name and style of the Lock Haven Gas Company, with all the rights, powers, privileges, immunities, franchises and appurtenances heretofore granted to and conferred upon the Lock Haven Gas Company, so far as the same relates to the making, raising and introducing gas into the said borough, by any act or acts of assembly whatsoever, and subject to all restrictions now imposed upon said company, except so far as such rights, powers, franchises and restrictions are extended, modified or restricted hereby; and the said the Lock Haven Gas Company shall have, hold and enjoy the said property and corporate franchises in as full and ample a manner as the same were held by the Lock Haven Gas and Water Company, with all the powers, and subject to all the restrictions of an act regulating gas and water companies, passed the eleventh day of March, Anno Domini one thousand eight hundred and fifty-seven, and the several supplements thereto, except as is herein altered or supplied.

Capital stock.

SECTION 2. That the capital stock of the said the Lock Haven Gas Company shall consist of five hundred shares, of fifty dollars each, with the right, power and privilege, on the part of the directors, with the consent of two-thirds in value of the stockholders of said company, of increasing the same to an amount not exceeding in the whole seventy-five thousand dollars, and at such time or times as the directors may deem expedient; and it shall be lawful for any individuals, co-partnerships or corporations to become subscribers to or purchasers of said stock.

Organization.

Election of
president and
directors.

SECTION 3. That the said executors, and those who they may associate with them, or a majority of the same, shall, within sixty days after the passage of this act, meet in the borough of Lock Haven, and organize said company, by the election of a president and five directors to manage its affairs; at which election each person shall be entitled to vote in proportion to the amount of interest he may have in said company; and the said president and directors shall continue in office until the first Monday in May next succeeding such election, when, and annually thereafter on the said day, an election of a president and five directors shall be held by the stockholders to serve for one year, in accordance with the provisions of the said act regulating gas and water companies, passed the

eleventh day of March, one thousand eight hundred and fifty seven; and on the organization of said company, it shall be lawful for the said executors, the legatees or devisees of the said George Tomb, deceased, joining in the deed to convey to the said corporation, all the said property, rights and franchises so as aforesaid purchased and acquired by the said George Tomb, and to execute and deliver a deed for the same, together with all the rights, powers, franchises and appurtenances vested in him as aforesaid; and on the delivery of said deed, the said executors and devisees or legatees shall receive from said corporation, in payment therefor, certificates of its capital stock for such an amount as may be agreed upon between them and said company, each in proportion to the interest he has in the property conveyed to said company.

Executors, &c., of George Tomb, deceased, may convey to corporation property purchased

To receive certificates of stock in payment therefor.

SECTION 4. That the president and directors of the said Lock Haven Gas Company be and they are hereby authorized to borrow any sum or sums of money, not exceeding ten thousand dollars, and to issue their bonds therefor in sums of not less than one hundred dollars each, with or without interest coupons attached, at such rate of interest and time or times of payment as they may determine, and to sell and negotiate said bonds at such prices as they may deem expedient, and to secure the payment of said bonds, by mortgaging their property and effects, together with all its corporate rights and franchises to such trustee or trustees as they may select; and in case of a sale under said mortgage, the purchaser or purchasers shall acquire all the franchises and property so mortgaged, as fully and effectually as they were held by the said company at the time of the execution of said mortgage.

President and directors authorized to borrow money and issue bonds therefor.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1126.

An Act

Relating to the compensation of county commissioners, auditors and township auditors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That from and after the passage of this act the compensation of county commissioners and county auditors, in the several counties of this commonwealth, shall be two dollars and fifty cents for each and every day necessarily employed in discharging their duties within their offices, an addition of one dollar for traveling expense for each and every day necessarily employed outside of their offices; and the compensation of township auditors shall be one dollar and fifty cents for each and every day necessarily occupied by them in discharging the duties of their office: *Provided*, This act shall not apply to any county where the compensation of county commissioners, auditors and township auditors is regulated by special law applicable to such county: *Provided*, That this act shall apply only to the county of Indiana.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1127.

An Act

Declaring Trout run, in the county of Lycoming, a public highway.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That trout run, in the county of Lycoming, from its mouth, on lands of A. H. M'Henry, where it empties into Pine creek, to the head of its main branch, in said county, be and the same is hereby declared a public highway.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1128.

An Act

Enlarging the powers of the board of controllers of the Allegheny city school district, in Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of controllers of the Allegheny city school district, in Allegheny county, shall within three months after the passage of this act, and annually thereafter, deposit all school funds under their control with such bank or banking institution as they shall select, for the highest rate of interest they can obtain on current balances of such deposits, and upon such security as shall be satisfactory to said board, and with the further condition, that the bank or banking institution, with which such deposits shall be made, shall pay all checks, warrants or drafts of the proper officer or officers of said board on demand, out of any money so deposited and on hand, and with such other restrictions and conditions as shall be agreed upon by said board, and the bank or banking institution with which such deposit shall be made.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1129.

An Act

To incorporate the Moshannon Turnpike and Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. Munson, John Lawshe, W. W. Hale, J. A. G. White, J. F. Hoops, Milo Hoyt, G. H. Zeigle, Henry Post, Adam Kepheart, H. H. Shillingford, Jacob Mock, John C. Henderson, J. F. Stiner, George H. Long, David Knight, T. F. Boas, Commissioners

Title.	lich, George Wood, George M. Brishbin, Harry Goss, L. G. Lingle, Patrick Flinn and James P. Hale, or any five of them, are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Moshannon Turnpike and Plank Road Company,
Construction of turnpike or plank road authorized.	with power to construct a turnpike or plank road from the borough of Philipsburg to the borough of Osceola, and from the borough of Osceola to the town of Houtzdale, and from the town of Houtzdale to the town of Janesville, to pursue the most eligible route, with respect to grade or direction; and to the end in view, the public roads from and to the before-mentioned points may be used or avoided wholly or in part, and other ground appropriated in lieu thereof, with the right to use any township or county bridge between said points, that it may be necessary to cross, to the termination of the road, with power to locate the line on the public road now connecting the points, entirely or partially, or on other ground in the vicinity, as may be decided at the time; the parts of any of the old or present roads that the turnpike road or plank road may supersede and render useless for public use or accommodation, shall be deemed and adjudged vacated, and where they adjoin property set apart and used for the turnpike or plank road, shall be appraised separately by the persons legally appointed to value such property, and at the same time; and the valuation money thereof shall be received by the owner or owners of such premises, on account of any damages awarded therefor; thereupon such owner or owners shall possess, in fee simple, the said vacated ground, so far as his or their premises adjoin the same, subject to all the provisions and restrictions of the act regulating turnpike and plank road companies, approved the twenty-sixth day of January, one thousand eight hundred and forty-nine, and the several supplements thereto.
May use public roads, and county and township bridges.	
Roads rendered useless to be deemed vacated	
Damages.	
Subject to.	
Capital stock.	SECTION 2. That the capital stock of said company shall consist of one thousand shares, at twenty-five dollars per share: <i>Provided</i> , That said company may from time to time, by a vote of the majority of the managers, at a meeting called for that purpose, increase the capital stock so much as may be necessary, in their opinion, to carry out the true intent and meaning of this act: <i>Provided further</i> , That said company have power to borrow money, at any rate of interest not exceeding eight per centum per annum, and issue bonds therefor, for the purpose of completing their road, and secure the same by mortgage of their road and franchises; said bonds in no case to be of less amount than fifty dollars, with semi-annual interest coupons attached.
May borrow money and issue bonds.	
Commencement of road.	SECTION 3. That it shall be lawful for said company to make use of any county or township bridge on the line of the route of their road; that said company commence their road at any intermediate points; and whenever said company have finished one mile or more of said road, they shall have power to erect gates and collect tolls thereon: <i>Provided</i> , That it shall be lawful for said company to charge and collect from all teams passing over the said road laden with iron ore, limestone or building stone, the sum of two cents per mile for each and
When gates may be erected and tolls collected.	
Rates of tolls.	

every ton, or fractional part of a ton, contained in such load or two cents per mile for each horse, mule or ox drawing the same; for carriages, buggies, sulkies, carts, sleighs, sleds, or any other vehicle of pleasure or burden whatsoever, for each horse, mule or ox drawing the same, two cents per mile; for each hog or sheep, one-quarter of a cent per mile; for each horse or mule rode or led, one cent per mile; for each head of cattle, one-half cent per mile: *Provided further*, That no view or license shall be necessary to authorize the collection of tolls or the erection of gates on said road: *And provided further*, That said road may be constructed upon any grade that is practicable, not exceeding five degrees from a horizontal line.

View or license not necessary.

Grade.

SECTION 4. That the said company shall have the right to erect houses for the toll-gatherers on any part of said road wheresoever the company may deem it necessary, in case said company cannot procure a suitable piece of ground by purchase for said purpose.

May erect toll-houses on any part of road.

SECTION 5. That said company may make and have a common seal, and alter and renew the same at pleasure.

Seal.

SECTION 6. That no company shall be authorized to construct a railroad on or over the bed of said turnpike or plank road without first having obtained the consent of the majority of the stockholders, at a meeting called for that purpose, and then only by first making adequate compensation to said company: *Provided*, That this section shall not be construed so as to prohibit any railroad company from crossing over said road.

Construction of railroad on bed of road, relative to.

SECTION 7. That any person using or traveling said road, for any distance, shall be liable to pay toll for the same according to the rates, notwithstanding they do not pass through a gate; and if upon demand, to be made within ten days, they shall refuse to pay the same, it may be recovered in any action of debt, before any alderman or justice of the peace, as debts of like amount are now by law recoverable.

Persons using road liable to pay toll.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1130.

An Act

Repealing a supplement to an act approved May fourth, Anno Domini one thousand eight hundred and sixty-four, for the organization, discipline and regulation of the militia, so far as applies to the county of Dauphin.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supplement approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine, to an act approved May fourth, one thousand eight hundred and sixty-four, for the organization, discipline and regulation of the militia, so far as applies to the county of Dauphin, be and the same is hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1131.

An Act

To authorize the orphans' court of Westmoreland county so to modify the order of sale of the real estate of Hon. J. M. Burrell, deceased, as to allow the trustees to lay it out in town lots, and sell the same at either public or private sale.

Preamble.

WHEREAS, By proceedings in the orphans' court of Westmoreland county, in partition, the real estate of Hon. J. M. Burrell, deceased, now situate in the borough of Greensburg, was ordered to be sold :

And whereas, It is deemed important to the interest of the heirs that the same be laid off in town lots and parcels, with streets and alleys, in such manner as the said court may order and direct ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the orphans' court of Westmoreland county, in the matter of the partition of the real estate of J. M. Burrell, deceased, situate now in the borough of Greensburg, Westmoreland county, is hereby authorized and empowered to so modify

Court may authorize trustee to divide real estate into lots.

the order of said court, directing said real estate to be sold, so far as the same has not been executed, or to authorize and empower any trustee or trustees that may be appointed by said court to sell the same, to lay out the same in town lots or parcels, and dedicate streets and alleys for public use, in such manner as will best promote the interests of the heirs of said deceased; and the said trustee or trustees, so to be appointed, shall have power to sell said lots or parcels of land at public or private sale, for the best price that can be obtained for the same; and the said trustees are required to return to said court for confirmation, the sales so made, together with a diagram of the lots or parcels of land so laid out, designating the same by numbers, and the streets and alleys that may be laid out and dedicated for public use, which diagram shall be a part of the record in said proceedings in partition; and before the confirmation of any sale or sales of lots or parcels of land, the said trustee or trustees shall have power to execute and deliver to the purchasers deeds of conveyance in fee simple, before compliance with the laws and conditions of said sales as may be directed by the court.

Trustee may sell lots at public or private sale.

To make return of sales, together with diagram of lots.

May execute deeds before confirmation of sales.

SECTION 2. That the said orphans' court shall have power to authorize the sale of the lots or parcels of land, either subject to or discharged of the dower, and the interest said widow may have in the share of the late William R. Burrell, who died intestate and without issue; and if the court shall order the said lots to be sold, discharged from the claim or right of the widow, the said court shall be empowered to direct the trustee or trustees making said sales to invest the interest of the widow in the proceeds of said sales, in such securities as the court may designate, and pay the interest on the same semi-annually to the widow during her natural life, and at her death pay the principal sum to the heirs of said deceased, in such proportion as they may be entitled to the same, under the intestate laws of this commonwealth; if the said court shall order and direct the said lots or parcels of land to be sold, subject to the claim of the widow, the said court shall have power to order and decree the interest of the widow in the proceeds of said sales to remain a charge or lien on the lots or parcels of land so sold, and the interest to be paid to her semi-annually during her natural life, and at her death the principal sum to be paid to the heirs of the intestate, according to their respective interests therein, *Provided*, That the lien or charge for the interest of the widow shall be upon each several lots or parcels of land so sold, according to the price for which the same may be sold; and upon the payment of the same by any purchaser or purchasers on the lot or lots so sold, the lien or charge of the claim of the widow shall be discharged on said lot or lots.

Court may authorize sale subject to, or discharged of, widow's dower in certain share.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1132.

An Act

Regulating the election of burgess and town council of the borough of West Newton, fixing their terms of office and increasing their powers.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

Election of burgess and council, regulated.

That hereafter the town council of the borough of West Newton shall consist of six members; and at the borough election following the passage of this act, the burgess of said borough shall be elected for the period of one year, and two members of town council shall be elected for three years, two members for two years and two members for one year; and at every annual election thereafter for borough officers in said borough, there shall be elected two members of town council to serve for three years; and the burgess shall be elected every year from the first election held under this act; and in case of vacancy occurring by death, resignation or otherwise, in the office of burgess, the council shall elect one of their number to discharge the duties thereof until the next annual borough election, when a burgess shall be elected for a full term; and in case of a vacancy occurring by death, resignation or otherwise, in the council, the remaining members of the council shall elect a qualified elector of the said borough to fill such vacancy until the next annual election, when a qualified elector of said borough shall be elected to fill the unexpired term of the member who caused the vacancy.

Vacancies.

Additional powers conferred on burgess and council.

SECTION 2. That in addition to the powers and authority given to the burgess and town council of the borough of West Newton, by any special and general laws now existing, they shall have and hereby invested with authority to enact and ordain laws, rules and regulations for the government of said borough, and the conduct of citizens and sojourners, and impose penalties for the violation thereof; to elect and appoint a chief of police for said borough, to hold his office during the will and pleasure of the council, and to fix the salary and compensation he shall from time to time receive; to fix and enact a bill of fees and charges to be paid for all arrests made and services of such chief of police and subordinates, and to ordain when and by whom the same shall be paid; to enforce the payment of all fines and costs which may be imposed by the burgess and the council against any one violating the laws and ordinances of said borough; and the said council shall have power to authorize, by ordinance, the burgess to enforce the laws and regulations to preserve the peace and order of said borough, and to sentence, if he shall see fit, the person violating the same to imprisonment in the jail of the county for a period not exceeding thirty days, upon such terms as to

release from imprisonment as the ordinances giving authority to sentence may prescribe; no subordinate policeman shall be appointed without the approbation of the council.

SECTION 3. That the burgess, chief of police and subordinate policemen, appointed and approved as prescribed by this act, shall, in all proceedings in the courts of this commonwealth, be considered and held to be public officers; and arrests may be made by such chief of police and subordinate policemen for offences against the laws and ordinances of said borough to preserve the peace and good order thereof, without complaint or warrant as in other cases of the arrest of offenders against the laws of this commonwealth, without complaint or warrant; such burgess, chief of police and subordinates being liable, as other executive officers of this commonwealth, for any abuse of power granted in this act.

Arrests may be made by policemen without complaint or warrant.

SECTION 4. That the burgess and town council aforesaid shall hereafter annually, in the month of May, beginning with year one thousand eight hundred and seventy, publish or cause to be published by printed or written advertisements, not less than twelve in number, a full and complete statement and exhibit of the amount of borough taxes assessed, together with the amounts of all fines, penalties and forfeitures imposed and collected, with a detailed statement of all the expenditures up to the first day of May in each year; and in case of failure to publish as aforesaid, the said burgess and town council shall each be liable to pay a fine of fifty dollars, to be recovered before any justice of the peace of the proper county, at the suit of any citizen of said borough, as like sums are now recovered by existing laws; said amounts to go to the use of the public schools of said borough.

Burgess and council to publish statement of taxes assessed, fines imposed, &c.

Penalty for failing to publish statement.

SECTION 5. And it shall be lawful for the burgess and town council of said borough to pass such ordinances as are necessary to impose and collect tax from the owners of vehicles or wagons as use the streets of said borough, who may not reside within its limits.

Tax on owners of vehicles, relative to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1133.

A Supplement

To an act, entitled "An Act to incorporate the trustees of the borough of Pittston, Luzerne county," approved the twelfth day of March, Anno Domini one thousand eight hundred and sixty.

WHEREAS, The fund mentioned in the act to which this is a supplement has become so insignificant that the interest arising therefrom scarcely pays for the trouble and expense of managing the same:

And whereas, It is desirous of appropriating the principal of said fund to general educational purposes; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Paul Bohan, Avery Knapp and Henry Cohen be appointed trustees of said fund, to hold their office as such for five years from the passage of this act; and that they or their successors in the trust be empowered to collect all moneys, notes, debts or demands whatsoever due unto the proprietors of the school fund of the old township of Pittston, in the county of Luzerne, and to receive, from all former trustees or other person or persons holding the same, any moneys which they may have collected from said funds, or any notes or other evidences of indebtedness in their hands; and that said trustees be authorized and empowered to pay over any moneys from said funds, which may come into their hands, to the treasurer of the board of school directors of the borough of Pittston, the township of Jenkins and the present township of Pittston, in such proportion as they may be entitled thereto, to be used by the school directors of said borough and townships for general educational purposes; and that all acts or parts of acts inconsistent with this act be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1134.

An Act

To incorporate the Southern Improvement Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George Blake, D. F. Jones, Joseph Walton, S. S. Moon and R. D. Barclay, their associates, successors and assigns, be and they are hereby authorized and empowered to form and be a body corporate, to be known as the Southern Improvement Company, which shall be and is hereby vested with all the powers, privileges, duties and obligations conferred upon the Continental Improvement Company, by act of the legislature of Pennsylvania, approved the thirteenth day of April, one thousand eight hundred and sixty-eight, and the supplements thereto.

Corporators.

Name.

Powers, privileges, &c.

SECTION 2. That the stockholders of said company, by and with the consent of the holders of not less than two-thirds of the shares of stock, be and they are hereby authorized to change the name and title of the said company and designate the location of its general office; which changes shall be valid after the filing of a certificate in the office of the secretary of the commonwealth, signed by the president and attested by the seal of said company.

Stockholders may change name and designate location of general office.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1135.

An Act

To incorporate the St. Vincent College, in the township of Unity, in the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

College established.

Name.

Trustees.

Quorum.

To appoint president, &c.

First trustees.

Powers and privileges.

That there be and is hereby established in the township of Unity, in the county of Westmoreland, in the commonwealth of Pennsylvania, a college for the education of youth in the various branches of science, literature and the arts, by the name and style of the St. Vincent college, in the state of Pennsylvania.

SECTION 2. That the said college shall be under the management, direction and government of a number of trustees, not exceeding seven, a majority of whom shall be a quorum, and competent to fill vacancies in their own body, who shall appoint a president and faculty, and to prescribe the duties to be performed by said president and faculty.

SECTION 3. That the first trustees of said college shall consist of Luke Weimer, Rev. Boniface Wimmer, Giles Christoph, Alphonse Heinler, Otto Huber, John Lommer and Ignatius Trucey, which said trustees and their successors, to be appointed as often as occasion may require by said trustees, shall be forever hereafter, and they are hereby erected into and declared to be a body politic and corporate, with perpetual succession, with all the incidents, corporation in deed and in law to all intents and purposes whatsoever, under the name and style of the St. Vincent college, in the state of Pennsylvania; by which name and title the said Rev. Boniface Wimmer, Giles Christoph, Luke Wimmer, Alphonse Heimler, Otto Huber, John Lommer and Ignatius Trucey, and their successors, shall be able and capable in law and in equity to take to themselves and their successors, for the use of the said college, any estate in any messuages, lands, tenements, hereditaments, goods, chattels, moneys or other effects, by gifts, grant, bargain, sale, conveyance, assurance, will, devise or bequest, of any person or persons or corporation whatsoever: *Provided*, The annual income of the same, exclusive of the income from students, does not exceed the yearly value of five thousand dollars; and the same messuages, lands, tenements, hereditaments and estates, real and personal, to grant, bargain, sell, convey, assign, demise and to farm, let and place out at interest, or otherwise dispose of or invest the proceeds of the same for the use of said college, in such manner as to them shall seem most beneficial for the said college, and to receive the rents, issues, profits and income of the same, and to apply the same to the proper use of said college; and by the same name to sue, commence actions, prosecute and defend, implead and be impleaded in any courts of law and equity, in all manner of suits and actions whatsoever, and generally by and in the corporate name, style and title aforesaid, to do and transact all and every business the education of youth and others, or touching the property belonging to the said college, or which shall be in any manner incident thereto, as fully and effectually as any natural person or body politic or corporate have power to manage their own concerns, and to hold, enjoy and exercise all such powers and authorities as are held, enjoyed or exercised by any other college or university within this commonwealth.

Seal.

SECTION 4. That said corporation may cause to be made for their use a common seal, with such devices and inscriptions

thereon as they may deem proper, and by and with which all deeds, diplomas, certificates, appointments and acts of the said corporation shall pass and be authenticated, and the same seal at their pleasure to alter and renew.

SECTION 5. The corporators named in this act, or a majority of them, shall at all times constitute a quorum for the transaction of business; they shall have power to transact all business of the said college, and to exercise all the powers conferred by this act on the corporation, and of electing and removing officers and professors, and appointing and authorizing a person or persons to carry into execution any resolution or business of the board, or to exercise any of the corporate powers, to attend to the duties of the college and manage the affairs of the corporation. Quorum of corporators.
Powers.

SECTION 6. The president and professors, for the time being, of the said college shall have power to grant and confer such degrees in the arts and sciences to such students of the college, and others, when by their proficiency in learning, professional eminence or other meritorious distinction they shall be entitled thereto, as they may see proper, or as are granted in other colleges or universities in the United States, and to grant to graduates, or persons on whom such degrees may be conferred, diplomas or certificates as is usual in colleges and universities. Degrees and diplomas.

SECTION 7. The corporators, or a majority of them, and the president and professors, by authority of the trustees, shall have power to make rules, laws and ordinances, and the same to alter and repeal, and to do every thing needful for the support and government of the college: *Provided*, The said rules, laws and ordinances be not in violation of the constitution and laws of the United States or of the state of Pennsylvania. Rules, laws and ordinances.

SECTION 8. No misnomer of the said corporation shall defeat or annul any gift, grant, conveyance, assurance, demise or bequest to the said corporation. Misnomer.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1136.

An Act

For the preservation of good order in the offices of aldermen and justices of the peace in the county of Allegheny.

WHEREAS, The aldermen and justices of the peace and good citizens having business before them, in the county of Allegheny, are frequently subjected to much vexation, hinderance and contemptuous abuse, and the aldermen and justices are often annoyed and obstructed in the execution of the duties of their office by lawless and disorderly persons, to the great injury of a proper and fearless administration of justice :

And whereas, The present mode of punishing such offences by indictment is ineffectual, owing to the expense and loss of time inflicted on the magistrates and other persons aggrieved : therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the aldermen and justices of the peace of Allegheny county shall have the same power to punish contempt that the judges of the court of quarter sessions have: *Provided however,* That when any alderman or justice of the peace shall commit any person to jail for contemptuous language and demeanor in his office, he shall immediately certify the whole proceedings had in the case to the court of quarter sessions; and it shall be the duty of one of the law judges of said court to review the proceedings and summon the alderman or justice to appear before said court on some day, to be designated by said court, to be examined under oath concerning the contempt and the proceedings had in the case before the alderman or justice; and if upon review the said court shall find the proceedings correct and regular, and that the contempt complained of has in fact been committed, it shall affirm the judgment or sentence of the alderman or justice, from which there shall be no appeal; but if the said court shall find the proceedings to be irregular, it shall reverse the judgment or sentence of the magistrate, and order the discharge of the person committed: *Provided further,* That no action shall lie against any magistrate for committing a person for contempt under this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1137.

An Act

To fix monthly return days in the courts of Clearfield, Perry and Centre counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That every writ for the commencement of an action issued out of the court of common pleas of Clearfield, Perry and Centre counties, shall bear date on the day of the issuing thereof and may be made returnable as follows, to wit: On the first Monday of each and every month, as well as the first day of each and every term of said court, except summons in partition, which shall be returned to the first day of the then next term; and such process may be directed to be returned to either of the said monthly return days which may happen before the next term, or to the first return day of the next term, at the option of the party taking out the same. or in case there shall not be ten days between the issuing thereof and the first day of the next term, the same may be made returnable on any Friday of the term, or on the next monthly return day thereafter, or to the first day of the next succeeding term; and in all suits instituted in said court, when returns of such process are directed to be made to a monthly or other return day, the party may obtain such return, file declarations and other pleadings, take judgments for want of affidavits of defence, put causes to issue, and have them tried, and do all other matters and things, in the prosecution of suits, that might be done if the said writs have returned on the first day of any term of said court; and the stay of execution allowed by the third and fourth sections of the act, entitled "An Act relating to executions," approved June sixteenth, one thousand eight hundred and thirty-six, shall count from the return day to which the original process issued was made returnable.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1138.

An Act

To authorize the Erie County Agricultural Society to sell its lands.

Sale of lands
authorized.

Proviso.

Proviso.

Distribution of
moneys arising
from sale, rela-
tive to

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of managers of the Erie County Agricultural Society be and they hereby are authorized to sell, and upon the sale thereof, grant and convey to the purchaser or purchasers thereof, the land belonging to the said society, situated in Mill Creek township, Erie county, for such price or prices, at such time or times, at such place or places, and upon such terms as they shall deem most for the advantage of the said society: *Provided,* That such sale shall be ordered and directed by a vote of a majority of the said board of managers; and public notice thereof shall be given by advertisement inserted in two newspapers published in the English language, at the city of Erie, once in each week, for three successive weeks immediately before the day of sale, in which shall be stated the day, place and terms of sale, and the hours between which sale will be made: *And provided further,* That deed or deeds required to be given upon any sale made pursuant to the provisions of this act, may be executed and delivered by the president of the society, in such form as corporation deeds are commonly executed.

SECTION 2. *And be it further enacted, &c.,* That after the sale of the property of the society, as provided in the above section, the distribution of the money shall be made *pro rata* to the stockholders of the society, as they appear upon the books of the society at the time of sale; and in case others who do not appear upon the books as stockholders at the time of sale as being stockholders, but claim that they are entitled to stock by virtue of money subscribed and paid, and no stock issued, that such persons so claiming shall have six weeks to present their claims to the board of managers, who shall have full power to dispose of their claims.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 1139.

An Act

Authorizing the commissioners of Cameron county to borrow money for the payment of its overdue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners of Cameron county are authorized to borrow money and issue bonds therefor, bearing interest at a rate not exceeding eight per centum per annum, for the payment of the overdue bonds of said county, or to contract with the holders of the overdue bonds for an extension of the time of payment of the same, at a rate of interest not exceeding the sum above named, to be computed from the time the same fell due.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1140.

A Supplement

To an act to extend the provisions of an act, entitled "An Act in relation to huckstering in the counties of Bedford, Cumberland, Franklin, Fulton and York," approved the eighteenth day of May, Anno Domini one thousand eight hundred and sixty-six, to the counties of Perry and Juniata.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the first section of an act in relation to huckstering in the counties of Bedford, Cumberland, Franklin, Fulton and York, approved the eighteenth day of May, Anno Domini one thousand eight hundred and sixty-six, and which said act was extended to the counties of Perry and Juniata on the thirteenth day of April, Anno Domini one thousand

eight hundred and sixty-eight, as, discriminates against non-residents of the said county of Perry, is hereby repealed; and that hereafter the treasurer of the said county of Perry shall be required to issue licenses to non-residents the same as to citizens of same county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1141.

A Further Supplement

To an act, entitled "An Act relating to Allegheny county," approved the first day of May, Anno Domini one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the commissioners and controller of said county shall elect one additional janitor of the court house.

Additional
janitor of court
house.

Salary of chief
clerk in county
commissioners'
office.

SECTION 2. The said county commissioners are hereby authorized to pay the chief clerk employed in the county commissioners' office of said county an annual salary of twelve hundred dollars, the same to be paid in the manner now provided by law for the payment of the salaries of county officers: and all laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1142.

An Act

To incorporate the Erie Fire and Marine Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That William Christie, John Carse, Thomas M'Farland, Jonas Gunnison, P. Metcalf, H. C. Rogers, A. A. Craig, John Hearn, J. W. Swalby, Charles M. Reed, Junior, and all other persons

Corporators.

who may hereafter associate with them, in the manner hereinafter provided, shall be a corporate body, by the name of the Erie Fire and Marine Insurance Company, and shall have

Name.

power and authority to make contracts of insurance with any person or persons, or any body politic and corporate, against loss or damage by fire or otherwise, for such term or terms of time, and for such premiums or consideration, and such modifications and restrictions as may be agreed upon between the said corporation and the persons agreeing with them for said insurance.

Power to make insurance.

SECTION 2. That the office of said corporation shall be located in the city of Erie, Pennsylvania, and all persons who

Office.

shall hereafter insure with the said corporation, and their executors, administrators and assigns, continuing to be insured therein, shall thereby become members thereof during the period they shall remain insured by said corporation and no longer.

Members.

SECTION 3. That the affairs of said corporation shall be managed by a board of not less than seven nor more than thirteen directors, a majority of whom shall constitute a quorum for the transaction of business; that the persons named in the first section of this act, or any nine of them, shall elect by ballot nine persons, either from among those named in this act or others, to be first directors of said corporation; no person to be considered elected unless he shall have received the affirmative vote of at least five of the said corporators; that vacancies by death, resignation or otherwise, shall be filled by the board of directors as soon as practicable, by the affirmative vote of at least five of their number, at any election held by ballot; that the said directors shall elect from among themselves a president and vice president, and shall appoint such other officers as they may deem necessary; that five of the said directors shall form a quorum; the first election of directors shall be held at the place designated by a majority of the corporators, on the first Monday in May, one thousand eight hundred and seventy, and afterwards as may be fixed by the by-laws; the directors first chosen shall hold their office for one year, and until their successors are elected; the directors shall, after the first election, be elected by the members of the company holding policies

Directors.

Quorum.

Election.

therein or their proxies then present, and one vote shall be allowed on every one hundred dollars insured.

Officers and
agents.

SECTION 4. The board of directors shall elect a president, vice president, secretary and treasurer, and also an executive committee of their own members, all of whom shall hold their office during the term for which they may be elected, not exceeding one year at any one election, and may appoint such subordinate agents and officers as they may deem necessary; the executive committee shall consist of the president, secretary and three other directors, a majority of whom may at all times act, and when the board of directors is not in session, may exercise all the power vested in the company, except as shall be otherwise provided for by said board in their by-laws.

Rate of insur-
ance, payment
of premium
notes, &c.

SECTION 5. That the rate of insurance shall be from time to time fixed and regulated by the directors of the company; and the premium notes received from the insured shall be paid at such time or times and in such sum or sums as the directors of the said company shall from time to time require; and any person applying for insurance may pay a cash premium in addition to a premium note, or a definite sum of money in full for said insurance.

Failure to elect
on day ap-
pointed.

SECTION 6. That if it shall at any time happen that an election of president, secretary or director shall not be made on any day when pursuant to this act it ought to have been made, this corporation shall not for that cause be dissolved, but it shall be legal on any other day to hold and make an election of directors and officers, in such manner as shall have been regulated by the by-laws and ordinances of said corporation; and the directors of this company shall have power to fill all vacancies happening in the board from death, resignation or otherwise: *Provided*, That an increase of the number of directors can only be made at an annual election of directors.

Vacancies in
board of direc-
tors.
Increase of di-
rectors.

Liability of
members.

SECTION 7. That every member of said company shall be bound to pay for all losses and the necessary expenses accruing in and to said company, in proportion to the amount of his deposit note; and suits at law may be maintained by said corporation against any of its members, for the collection of said deposit notes or any assessments thereon, or for any other cause relating to the business of said corporation; also suits may be maintained by any member thereof against said corporation for losses, if any payment is withheld more than four months after the company are duly notified of such loss and the terms of insurance complied with.

Suits.

Certificate of
secretary evi-
dence in actions
for recovery of
assessments.

SECTION 8. That whenever an assessment is made on any premium note given to said company in consideration for any policy of insurance issued by said company, and an action is brought for the recovery of such assessment, the certificate of the secretary, specifying the assessment and the amount due on such note by means thereof, shall be taken and received as *prima facie* evidence thereof in all courts of this commonwealth.

Secretary to
publish state-
ment annually.

SECTION 9. That it shall be the duty of the secretary in January of each year to publish in one or more newspapers in Erie a statement of the affairs of the company.

SECTION 10. That the directors shall have power to make ^{By-laws.} from time such by-laws, not inconsistent with this act and the constitution and laws of this state, as may be necessary for the government of its officers and conducting of its affairs; and every member of this company shall be bound by the provisions of this charter and such by-laws.

SECTION 11. That the corporation hereby created shall be ^{Powers and privileges.} capable of contracting and being contracted with, of suing and being sued, of pleading and being impleaded in all the courts and places and in all matters whatsoever, with full power to hold, possess, use and occupy and enjoy all such real estate as shall be necessary for the transaction of its business, or which may be conveyed to said company as security or in payment of debts that may be due or owing to said company, or in satisfaction of any judgment of any court of law, or any order or decree of a court of equity in their favor, and to sell and convey and dispose of the same, and may have a common seal and use it at pleasure, and to receive all proposals and applications for insurance in writing, as a warrant on the part of those insuring, and to base policies of insurance thereon, and to incorporate the same as a part of the contract between the company and the insured, and for the purpose of defining the rights of the contracting parties.

SECTION 12. That all policies or contracts of insurance ^{Policies.} which may be made or entered into by said corporation shall be subscribed by the president and secretary, or such other officers as shall be designated for that purpose by its by-laws, and being so signed shall be binding on said company, with or without the seal thereof, according to the true intent of such policy or contract.

SECTION 13. That the said company shall also be empowered, ^{Risks.} if they see proper, to take risks against on all kinds of merchandise, buildings or other property, of whatever nature or quality, either limited or perpetual, and also to effect marine and inland insurance on vessels, boats, cargoes and freights, and on merchandise and all other property transported on rivers, canals, lakes and railroads, and by steamboats, wagons or otherwise, and execute such agreements, policies and other instruments as may be necessary to effect the same.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1143.

An Act

Authorizing the town council of the borough of West Pittston, in the county of Luzerne, Pennsylvania, to issue bonds.

Council authorized to borrow money.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the town council of the borough of West Pittston, in the county of Luzerne, Pennsylvania, are hereby authorized and empowered to borrow money, not exceeding ten thousand dollars, and in payment thereof may issue the bonds of said borough, payable to bearer in not less than five years or more than fifteen years, redeemable after five years at the option of said town council, in sums of not less than fifty dollars; said bonds to be on interest from date, payable annually at the rate of seven and three-tenths per centum per year, and interest coupons may be attached to said bonds; said interest payable on the first day of September in each year.

To issue bonds.

SECTION 2. That the said council of the borough of West Pittston are hereby empowered and required to issue bonds in form and amount, with interest, and payable as aforesaid, for said loan, to be applied to the grading and paving of streets, lanes and alleys, and to the making of culverts, sewers and cross-walks in said borough.

To levy additional taxes.

SECTION 3. That the said council is hereby empowered and required to levy such additional taxes on all the property taxable for county or borough purposes, under existing laws, as may be required from time to time to meet the interest and principal of the said bonds as they may respectively fall due, and to collect said taxes as other borough taxes in said borough are collected.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1144.

An Act

Supplementary to the act, entitled "An Act to alter an act for erecting the town of Easton, in the county of Northampton, into a borough, and for other purposes therein mentioned."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the lien given by the act of the sixteenth of June, one thousand eight hundred and thirty-six, entitled "An Act relating to the lien of mechanics and others upon buildings," is hereby extended, so as to enable the corporation of the borough of Easton furnishing curbstones for curbing stones for gutters, brick, sand and other material for paving, filling or grading that part of any street set aside, used or reserved as a pavement or passage way for foot passengers within the limits of the said borough, and the necessary labor in hauling, digging, grading, filling, excavating, making preparation to lay, and laying the said pavement, curbstones and gutter stones, to file a claim of lien therefor, with twenty per cent. added thereto, against the lot or lots and building or buildings in front, along or aside of which the said pavement, curbstones and gutter stones are laid, agreeably to the provisions of said act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1145.

An Act

Appointing commissioners to survey and locate a public road or avenue in Wilkesbarre township, Luzerne county.

WHEREAS, The citizens of Wilkesbarre township, in Luzerne county, are laboring under great inconveniences for want of a public road leading from a point on the Wilkes- Preamble.

barre and Easton turnpike road, near the residence of John Peters, to the Wilkesbarre and Hazleton turnpike road, near the hotel of Patrick Thornton, being a distance of about one mile between two populous districts lying contiguous to the borough of Wilkesbarre:

And whereas, The citizens aforesaid are desirous of having the said road or avenue seventy feet in width:

And whereas, The courts are now by law authorized to lay out public roads only fifty feet in width; therefore,

Commissioners
appointed to
survey and lo-
cate road.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William H. Sturdevant, Ephraim Troxell, George W. Kirkendall, be and they are hereby appointed commissioners, to survey and locate a road seventy feet in width, by the shortest and most practicable route from the Wilkesbarre and Easton turnpike road, near the residence of John Peters, to the Wilkesbarre and Hazleton turnpike road, near the hotel of Patrick Thornton, in the township of Wilkesbarre, Luzerne county; and the said commissioners shall ascertain and assess the damages, if any, to the owners of the lands through which said road may be located.

To assess dam-
ages.

To make draft,
and return pro-
ceedings, &c., to
court.

SECTION 2. That immediately after said commissioners have surveyed and located said road, they shall make a draft of the same, and shall make return of their proceedings, together with said draft and of their findings of damages, if any, and to whom payable, to the next court of quarter sessions of Luzerne county, after said survey and location is made; and the said court shall thereupon confirm the same, and when the same is so confirmed, it shall, upon the damages assessed being paid by the owners of the lands adjoining said road, be and remain a public road; and it shall thereupon be the duty of the supervisors of said township of Wilkesbarre to open and keep the same in repair as other public roads are opened and kept in repair in said township.

Court to confirm
same.

Supervisors to
open and repair
road.

Meeting of
commissioners.

SECTION 3. That said commissioners shall meet at their convenience, on or before the second day of May, Anno Domini one thousand eight hundred and seventy, and after taking and subscribing an oath or affirmation before a justice of the peace, to perform the duties enjoined on them by this act with fidelity and impartiality, and complete the same as soon as practicable; and if any vacancy or vacancies occur, shall fill said vacancy or vacancies by the appointment of suitable persons, who shall perform said duties; and the accounts of said commissioners, and persons necessarily employed by them in fulfilling their duties, shall be made out by said commissioners, and returned to the commissioners of said Luzerne county, and paid on warrant drawn in the usual way.

Vacancies.

Accounts.

Removal of ob-
structions, rela-
tive to.

SECTION 4. That within ten days after the said confirmation by said court of the report and proceedings of said commissioners, and the payment of said damages, if any, it shall be the duty of the supervisors of Wilkesbarre township to give ten days' notice to all persons whose fences or other obstructions may infringe upon the said road to remove the

same, and in fault of compliance with said notice, then to proceed to remove said fences or other obstructions.

SECTION 5. That not less than ten feet on each side of said road shall be appropriated for the purpose of side-walks, and planting ornamental or shade trees; which portion, so appropriated, shall in no case be infringed upon by the supervisors or any other person, for any purpose, excepting for the purpose of making side-walks thereon; and that any person or persons who shall wilfully injure any tree now or hereafter growing upon said side-walk appropriation, or shall wilfully injure or deface any tree-box or guard around any such tree, shall, upon conviction of each such offence, forfeit, beside the cost of prosecution, not less than ten nor more than twenty-five dollars, one-half to the informer and one-half to the township, for the use of the schools of said township; and on failure to pay said fine, he or they shall be committed to prison, under warrant of the justice before whom the offence is tried, for not less than ten days nor more than thirty days.

Ten feet on each side of road to be appropriated for side-walks and planting trees.

Penalty for injuring trees, &c.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1146.

A Further Supplement

To an act, entitled "An Act to authorize the appointment of an auctioneer in the borough of Pittston, in Luzerne county," approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auctioneer appointed under the authority of the act to which this is a supplement shall have exclusive jurisdiction over sales at auction in said borough of Pittston only, and concurrent jurisdiction with any other auctioneer having competent authority within the borough of West Pittston, the township of Exeter, the township of Pittston and the township of Ransom: *Provided*, That said auctioneer shall be a resident of either the borough of Pittston or the borough of West Pittston; and that said auctioneer shall not have authority to carry on the business of an auctioneer exclusively

Jurisdiction of auctioneer over sales.

Residence of auctioneer.

To superintend
sales personally

by agents or deputies, but that said auctioneer shall be a resident, and personally superintend all auction sales.

Suits to recover
penalties.

SECTION 2. That suits to recover the penalties, or either of them, imposed by the second and third sections of the act to which this is a supplement, shall be brought before any justice of the peace of the county of Luzerne, whose decision shall be final and without appeal; and in cases of violation of the second section of said act, the officer serving the summons shall be authorized to take into his custody the goods offered for sale in violation of the said section, and detain the same to await the result of the suit; and in case judgment shall be given against said auctioneer, the said goods shall be first sold on the execution issued on said judgment.

Goods imported
and offered for
sale by auction-
eer, may be
seized.

Repeal.

SECTION 3. That the act of assembly, entitled "An Act to repeal the third section of the act of nineteenth April, one thousand eight hundred and fifty-six, relating to the appointment of an auctioneer in the borough of Pittston, Luzerne county," approved the eighteenth day of March, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1147.

An Act

Appointing commissioners to lay out and open a state road from the borough of Wellsboro' to Marsh creek, by way of J. M. Bodine's, in the county of Tioga.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners
appointed to lay
out road.

That Samuel Dickinson, George D. Leib and Isaac M. Bodine are hereby appointed commissioners, for the purpose of laying out and opening and making a state road, commencing at the west termination of Queen street, of the borough of Wellsboro'. in the county of Tioga, to Marsh creek, intersecting the Marsh creek road at or below the old Alford mill; that said commissioners have authority to employ a competent surveyor to assist in locating said road: *Provided*, That the

May employ
surveyor.

powers and authority hereby given to said commissioners may continue for six years and no longer.

Limitation as to powers conferred.

SECTION 2. That when said road shall have been surveyed and located, it shall be the duty of said commissioners to make a draft of the same, which shall be filed of record in the court of quarter sessions of Tioga county, and when so filed, said draft and the record thereof shall be legal evidence in all things relating to the same; and said road from thence is hereby declared to be a public road, in the same manner as other roads laid out and opened by the proper township officers.

Draft to be made and filed.

SECTION 3. That the road taxes assessed under existing laws arising from the unseated lands of Phelps, Dodge and Company, and Dodge, James and Stokes, in the townships of Dehnar and Shippen, in the county of Tioga, are hereby expressly appropriated for the next six years, for the purpose of laying out, opening and completing said road; and it shall be the duty of the treasurer of Tioga county to pay said commissioners so much of said taxes as shall be necessary to pay for the opening and completing of said road, taking from said commissioners their receipts for the same, whose receipts shall be his sufficient voucher in his settlement with the auditors of said county of Tioga.

Road taxes assessed on certain unseated lands appropriated to opening road.

Duty of county treasurer.

SECTION 4. That any two of said commissioners shall be deemed a quorum, and sufficient to do anything to be done by this act; and in case of the death or resignation or neglect to perform the duties required by either of the said commissioners, the court of quarter sessions of Tioga county shall appoint a person or persons to supply the vacancy, who shall give bonds as required by the seventh section of this act.

Quorum of commissioners.

Vacancies.

SECTION 5. That said commissioners shall annually settle their accounts with the auditor of Tioga county, and shall be allowed a reasonable compensation, not exceeding two dollars and fifty cents per day, for the time they shall be actually engaged in laying out and making said road.

To settle accounts annually.

Compensation.

SECTION 6. That the commissioners of the county of Tioga are hereby authorized and required to pay said commissioners the sum necessary to defray the expenses of locating said road out of the county funds, by orders drawn on the treasurer of said county.

County commissioners to pay expenses of locating road.

SECTION 7. That said commissioners, before entering upon the duties of their office, shall give bond, with at least one sufficient surety, conditioned for the faithful application of all moneys received by them, and for the faithful discharge of the duties of their office; which bond shall be approved by the court of quarter sessions of Tioga county, or one judge thereof, and entered upon the docket and filed among the records thereof.

Commissioners to give security.

SECTION 8. That said commissioners are hereby authorized to borrow any sum of money, not exceeding two thousand dollars, at a rate of interest not exceeding eight per cent., to be used in the construction of said road, and to issue their bonds therefor, in sums of not less than fifty dollars.

Authorized to borrow money and issue bonds.

SECTION 9. That it shall be lawful for said commissioners, in all cases where they cannot procure releases of damages

Damages, relative to.

sustained by any person or persons owning land through which said road shall be located, to appoint viewers to assess any damages which may be sustained by any such person or persons, and make report thereof to the court of quarter sessions of Tioga county, which report shall be final and conclusive; and all damages so assessed shall be paid by the county of Tioga.

ELISHA W. DAVIS,

Speaker of the House of Representatives *pro tem*.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1148.

An Act

Authorizing the submitting of the question of purchasing certain bridges across the West Branch of the Susquehanna river, in the county of Lycoming, to the qualified voters of said county, and to locate and provide for the construction and erection of the Mosquito Valley bridge across said river.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a special election shall be held on the third Tuesday of May next, in the several election districts throughout the county of Lycoming, when the qualified electors in said county shall vote on the question whether or not the said county shall, in its corporate capacity, purchase the Williamsport bridge, the Jersey Shore bridge, and the Muncy bridge, now erected across the West Branch of the Susquehanna river, in the county of Lycoming, and to provide for the construction and erection of the Mosquito Valley bridge across said river, at such place as may be fixed upon by the commissioners hereinafter named, and make them all free bridges, and to be thereafter held, repaired and maintained at the expense of said county of Lycoming.

SECTION 2. That said electors shall vote ballots as follows: Those who are in favor of the county purchasing said bridges, for the purpose of making them free bridges, and to construct and erect the Mosquito Valley bridge, shall vote ballots labelled on the outside with the word "bridges," and on the inside they shall contain the words, "for purchasing bridges," and those who are opposed to purchasing said bridges, shall

Electors to vote
on question of
purchasing cer-
tain bridges, &c.

How ballots to
be labelled.

vote a ballot labelled on the outside, "bridges," and on the inside they shall contain the words, "against purchasing bridges;" and said ballots shall be counted by the officers holding the election, and by them returned to the clerk of quarter sessions of Lycoming county within five days after said election; and when so filed, the said clerk shall add up said returns and enter the same as record; and it is hereby made the duty of the election officers in the several election districts to hold said elections and make returns as herein provided; and all officers required to perform any duty under the provisions of this act shall be entitled to the same compensation now allowed by law in cases of township elections, to be paid by the county commissioners of Lycoming county.

Returns of election.

SECTION 3. That if it shall appear by said election returns, as provided in the preceding section of this act, that a majority of the votes cast are for purchasing said bridges, as hereinbefore provided, then it shall be the duty of Edward Lyon, Oliver Watson and Mehlon Fisher, who are hereby appointed commissioners for the purpose of carrying out the provisions of this act, to fix upon a site for the erection of Mosquito Valley bridges, and when fixed to file a draft of said location with the clerk of the court of quarter sessions of the Lycoming county; and when the same shall have been filed they are hereby authorized and required, without delay, to prepare plans and specifications for the erection of said bridge, and give public notice in two or more newspapers published in said county, fixing a day and place when the same will be let to the lowest and best bidder, who will agree to erect the same, and take in payment therefor bonds to be issued by the county of Lycoming, as hereinafter provided.

If majority be for purchase, then commissioners, herein appointed, to locate Mosquito Valley bridge.

To file draft.

To prepare plans and specifications, and advertise for proposals.

SECTION 4. That when the said bridge shall have been let as aforesaid, it shall be the duty of the commissioners hereinbefore named to notify, in writing, the county commissioners of Lycoming county, naming the party or parties to whom the contract for erecting said bridge has been let, and also to file a copy of the contract with them; whereupon it shall be the duty of the said county commissioners to issue bonds in the corporate name of said county, to the amount of the contract price for erecting said bridge, in the sum of not less than fifty dollars each, payable in not less than fifteen years, nor more than thirty years, at the option of said county; and said bonds shall be known as fifteen-thirty bonds, and shall have coupons attached to them, bearing six per centum interest, payable semi-annually; and the same shall not be taxable, excepting for state purposes; which bonds shall be delivered to the commissioners named in the third section of this act, to be by them delivered to the party or parties who have contracted to build said Mosquito Valley bridge, according to the terms of said contract, which is to be done under their supervision.

To notify county commissioners when bridge is let, and file copy of contract with them.

County commissioners to issue bonds for erection of bridge.

SECTION 5. That the said commissioners shall also and they are hereby authorized and empowered to negotiate with the Williamsport Bridge Company, the Jersey Shore Bridge Company, and the Muncy Bridge Company, and it shall be their duty, on behalf of said county of Lycoming, to purchase the

Commissioners to purchase stock and franchises of bridge companies.

Copies of contracts to be filed with county commissioners.

County commissioners to issue bonds and deliver same to companies.

Bridges to be free.

Compensation of commissioners.

Repeal.

stock and franchises of said companies, if the same may be done at a just and reasonable price; and they are to make said purchases on the best terms upon which may be done; and when a contract shall have been entered into between said commissioners and said bridge companies, the said commissioners shall file copies of said contracts with the commissioners of Lycoming county; whereupon it shall be the duty of said county commissioners to issue like bonds to the amount of the contract price as is provided in section fourth of this act, for the erection of the Mosquito Valley bridge, which bonds shall be delivered to said bridge companies, according to the terms of said contracts; and thereafter all of said bridges shall be free bridges, to be kept, repaired and maintained by the county of Lycoming; and no tolls shall be therefor charged on any of them.

SECTION 6. That the said commissioners shall have as a compensation for their services, to be performed by them under this act, the sum of three dollars per day for each day necessarily employed.

SECTION 7. That all acts and parts of acts altered hereby or inconsistent herewith are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1149.

A Further Supplement

To the charter of the city of Reading, relating to the division of the same into election precincts.

Councils may divide wards into precincts, and fix places for holding elections.

Proviso.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the select and common councils of the city of Reading are hereby authorized, when in their discretion they see fit, to divide the several wards in said city into election precincts of not less than three hundred taxable inhabitants, to be numbered one, two, three, and so on, and shall appoint suitable places for holding the elections in each precinct; and said council shall annually communicate to the sheriff of the county of Berks the places so appointed, who shall publish the same in his proclamation: *Provided further,* That the select and common councils of said city shall be authorized to change the

places of holding their ward and general elections, in the same manner and under the existing laws passed prior to the passage of this act: *Provided further*, That upon the first division of the several wards into election precincts, the members of the councils, representing the said respective wards, shall designate the places of holding the elections in said ward, and if such designation be not made by such members within ten days prior to the first election held after the passage of this act, then the select and common councils of said city shall fix the places at which the election shall be held.

SECTION 2. That the election officers, elected in the several wards in said city, at the election previous to the division of any wards into precincts, shall continue to act in the same capacity in the conduct of the next election, after said division, in the precincts in which they may reside; and all additional officers necessary to conduct the elections in said precincts, according to law, at the next election, shall be appointed upon the application of any of the citizens of precincts where such officers may be necessary; and the officers so appointed, and their clerks, shall exercise the same powers, and perform all the duties, and be subject to all the penalties, and be entitled to the same compensation as is now provided for by law in the case of election officers: *Provided*, That the judges and inspectors so appointed shall continue to act until the next election, when said officers shall be elected in the several wards and precincts, as is now directed by the laws of this commonwealth.

SECTION 3. That the officers elected in the several wards in said city, in October, Anno Domini one thousand eight hundred and sixty-nine, shall serve in the same capacity as election officers, in the precincts of the said wards within which they may reside, to conduct the next election, in the additional precincts created by virtue of this act, with like powers as if they had been elected to serve in said precincts; and the additional judges or inspectors necessary to conduct the elections lawfully in any of the said wards, shall be appointed by the judges of the court of common pleas of Berks county, and, together with the clerks by the said inspectors appointed, shall perform all the duties, and be clothed with all the rights, and be subject to all the penalties and restrictions now imposed upon election officers, and shall receive the same pay as is now allowed by law: *Provided*, That hereafter the judges and inspectors shall be elected in the several precincts by the qualified voters thereof, in the manner and at the time now directed by law: *Provided further*, That in case of vacancy of the offices for which the said persons may be elected as aforesaid, they shall be filled as is now directed by law

SECTION 4. That the commissioners of the county of Berks shall furnish the necessary boxes, blanks and papers for holding the elections in each of said precincts; and they shall furnish a list of taxable inhabitants of each precinct or ward as now required by law, for the several election precincts of the county of Berks.

SECTION 5. That the judges and inspectors of the several precincts meet at precincts number one, of their respective

Proviso.

What officers to conduct first election in precincts.

How additional officers to be appointed.

Proviso.

Officers chosen in October, 1869, to conduct first election in precincts where they reside.

Additional judges or inspectors to be appointed by court

Proviso.

Proviso.

County commissioners to furnish boxes, blanks, &c.

Returns of elections.

wards, at ten o'clock A. M., on the day following the election, and there make out a return of all votes given in such wards, and a certificate of election for each of the persons elected to office in such ward, which return and certificate shall be signed by the judges of such ward, or a majority of them; the judges shall then designate one of their number to be a return judge, and shall give him an accurate copy of the returns of the votes given in such wards for each person voted for, and the return judge to meet with the return judges of Berks county, as is now provided by the charter of the said city of Reading and the laws of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1150.

An Act

To incorporate the Duquesne Savings Bank of Pittsburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That David Campbell, H. Brady Wilkins, Wm. B. Neeper, James T. Brady, John Cowley, Wm. K. Nimick, James B. Moore, George F. Morgan, Wm. R. Read, Arthur Ballou, Jr., Wm. H. Bowen, John F. Schröder, S. L. Fullwood, T. W. Baker, Alexander Dimmick, N. P. Fetterman and John H. M'Masters, and their successors, shall be and they are hereby created a body politic and corporate, by the name and style of the Duquesne Savings Bank, to be located in the city of Pittsburg, and by that name shall have succession for twenty years, and may sue and be sued in any court whatsoever, and may have a common seal, may renew or alter the same, also may have the right to own and hold real estate, and improve or dispose of at pleasure.

Name.

Powers and privileges.

Capital stock.

SECTION 2. The capital stock of said company shall consist of two thousand shares, of the value of fifty dollars each, with the privilege of increasing the same, by a vote of the stockholders, to ten thousand shares of like value per share; and when the capital stock is so increased, the stockholders shall have the right to take the shares authorized by such increase, at such price as the board of directors may name: *Provided*, That if such shares of new stock is not taken by the

Right of stockholders in case of increase of capital stock.
Provide.

stockholders within ten days after receiving notice of such increase, then the board of directors may dispose of such shares of new stock in such manner as they may deem best.

SECTION 3. The corporators, or a majority of them, shall have power to open books for subscription to the capital stock, at such times and places as they deem expedient; and when one thousand shares or more of said stock shall have been subscribed, and ten per cent. thereon of the same paid in, the shareholders may elect nine directors, one of whom shall be president, to serve until the next annual election, or until their successors shall have been duly elected and qualified.

Subscriptions to capital stock.

Election of directors.

SECTION 4. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall be at all times accessible to those doing business with the company; the board of directors shall have power to require payments of any amount remaining unpaid on the stock of said company, at such times and in such proportions as they think proper, and under penalty in case of non-payment as required, of forfeiture to the company of such stock and all previous payments thereon.

By-laws.

Payments of amount remaining unpaid on stock.

SECTION 5. The said bank may receive money on deposit, for which interest may be paid in accordance with the by-laws of said bank, and may loan such money on bond and mortgage on real estate, bonds or other securities of the state of Pennsylvania, or of the United States, or other good and sufficient securities.

Business.

SECTION 6. The board of directors shall have power to declare and pay dividends out of the earnings of the company to the stockholders, at such times and in such amount as to them may seem proper; and said company shall pay to the state treasurer a tax on such dividends as is or that may be imposed by law.

Dividends.

SECTION 7. The annual election for directors shall be on the second Tuesday of November of each year, unless changed by the by-laws of the company; directors shall elect one of their number president, and shall have power to elect all other officers or agents they may deem necessary for conducting the business of the company; stockholders shall be entitled to one vote for each share of stock, and may vote in person or by a written proxy, but said proxy must be dated within six months of and five days prior to the election for which such proxy was given; five days' notice by publication in one of the city papers shall be given of the time and place where such election will be held, and said election shall be conducted according to the by-laws.

Annual election for directors.

Votes.

Notice of election.

SECTION 8. That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

Bonus and taxes

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1151.

An Act

To incorporate the Doylestown Improvement Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That John L. Dubois, Henry T. Darlington, W. W. H. Davis, Alfred H. Barber, John J. Brock, Andrew J. Larree, Charles Rotzel, George Lear and O. P. James, and such other persons as they may associate with them, their successors and assigns, be and they hereby are created and made a corporation and body politic, by the name and style of the Doylestown Improvement Company, and by that name shall have succession, and shall be capable in law to sue and be sued in any court of law or equity, to have and use a common seal, and at pleasure to alter the same, and shall be capable in law and equity to take and to hold to them and their successors, either by grant, gift, devise or lease, any lands or real estate in the borough of Doylestown and county of Bucks, and to erect thereon such stores, shops, market houses, town halls, or other buildings as may be deemed advantageous, and to sell, grant, devise or lease the same, to be occupied for any purpose not inconsistent with the laws of this commonwealth: <i>Provided,</i> That the real estate of which the said corporation shall be at any time possessed shall not exceed in value fifty thousand dollars.
Name.	
Powers and privileges.	
Limitation as to real estate.	
Capital stock.	SECTION 2. The capital stock of the said corporation shall consist of not more than one thousand shares, of the value of fifty dollars each, when fully paid, and of not less than one hundred shares of the same value; whenever one hundred shares or more of the capital stock shall have been subscribed, the officers of the corporation, then acting, may require payment of the same in instalments of ten dollars for each share, (at least ten days' notice of such instalment being given to each shareholder or subscriber before payment is demanded,) and may proceed to invest the money so received in the purchase of real estate or the erection of buildings, according to the intent of this act.
Directors.	SECTION 3. The affairs of this corporation shall be managed by five directors, to be chosen from among the stockholders, at an election to be held on the first Tuesday of January of each and every year, or within thirty days thereafter; said directors shall continue in office until their successors have been duly elected, and a majority of them shall have power to act, at all meetings, as if all were present; and they may fill vacancies that may occur within their body, until the next succeeding election; the directors shall annually choose, from among their number, one person to act as president of said corporation, and another person, who shall be a stockholder,

to act as secretary and treasurer, whose duties shall be defined by said board of directors; at all elections held by this corporation each stockholder shall be entitled to one vote for every share he or she may own, not exceeding ten shares, and one vote for every three shares above ten shares: *Provided*, That until an election is held under the provisions of this act the five persons first named in this act shall serve as the directors of said corporation.

SECTION 4. On the day of the annual meeting and election of this corporation the directors shall present to the stockholders a detailed statement of its affairs and transactions during the preceding year, which statement shall afterward be recorded at length on the minutes of the corporation; the records of the said corporation shall at all times be open for the inspection of the stockholders; the president and directors shall from time to time declare dividends of the profits realized, if any, by the said company, or so much thereof as a majority shall deem expedient: *Provided*, That no such dividends shall be made until all the debts of the company shall have been first paid.

SECTION 5. The shares of stock in this corporation may be transferred in person or by attorney, in a book provided for the purpose, in the presence of the president or secretary; and certificates of stock, properly attested, shall be issued to the shareholders.

SECTION 6. The said corporation shall have power to make and establish such by-laws and regulations as a majority of the shareholders may deem expedient: *Provided*, That such by-laws are not inconsistent with the provisions of this act and of other laws of this state or the United States.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1152.

An Act

For the relief of James O'Halloran and Charles O'Brien, of the county of Allegheny.

WHEREAS, The court of quarter sessions of Allegheny county, at number , December first, one thousand eight hundred and sixty-six, confirmed the report of the viewers,

declaring a road necessary for public travel from the Ohio river to the New Brighton pike, part of which road passes through the township of Kilbuck:

And whereas, The said road was opened by private enterprise, having been let to the lowest and best bidder, whereby the township was relieved of the payment of the expenses of opening it, or so much thereof as passes through said township, the actual cost whereof, on the most economical basis, was fifteen hundred and fifty dollars (\$1,550;) and of this sum one thousand dollars was paid by private subscription, and for the payment of the balance no provision has been made, it having been incurred by a mistake as to the amount of work to be done:

And whereas, The said sum of one thousand dollars was paid by subscribers to the contract of letting with said contractors, on the written stipulation that the said subscribers were to be liable for the amounts subscribed by each person, (giving the amount,) and no more, so that the sum subscribed did not reach the whole amount of work to be done, and it left the sum of five hundred and fifty dollars unprovided for, and this sum it is thought the township in justice and equity ought to pay for:

And whereas, The said O'Halloran and O'Brien are willing to receipt in full for said sum of five hundred and fifty dollars, on the payment to them of three hundred dollars; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the supervisors of Kilbuck township be and they are hereby authorized and required to pay the said James O'Halloran and Charles O'Brien, their heirs, administrators or assigns, the sum of three hundred dollars, within a period of one year, dating from April first, one thousand eight hundred and seventy, out of any moneys of the township not otherwise appropriated: *Provided,* That no money shall be paid under this act, unless the auditors of said township give their written consent thereto.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1153.

An Act

Relative to the fees of the mayor, aldermen, constables and police
constables of the city of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the mayor, aldermen, constables and police constables of the city of Harrisburg, shall severally receive for services rendered by them, in and concerning any prosecutions, complaints and proceedings in pursuance of the by-laws, ordinances, regulations and resolutions of said city, or in the name of said city, and all other services rendered, and acts, matters and things done and performed by them, by virtue of their jurisdictions and powers respectively, in pursuance of the laws and statutes of this commonwealth, such fees and perquisites as are now by law allowed, or may hereafter be allowed, to the aldermen and constables in the city of Philadelphia. Fees.

SECTION 2. That all laws or parts of laws, inconsistent with this act, be and the same are hereby repealed. Repeal.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1154.

A Further Supplement

To an act, entitled "An Act to incorporate the Corn Exchange of Philadelphia," approved twenty-second January, one thousand eight hundred and sixty-three, confirming the by-laws adopted by the said corporation, now known by the name of the Commercial Exchange of Philadelphia.

WHEREAS, On the twenty-ninth June, Anno Domini one thousand eight hundred and sixty-seven, by order and decree of the court of quarter sessions of the peace for the city and

county of Philadelphia, duly made according to law, the name, style and title of the Corn Exchange of Philadelphia, incorporated by the act to which this is a further supplement, was changed to that of the Commercial Exchange of Philadelphia:

And whereas, Doubts exist of the validity of some of the by-laws heretofore adopted by the said corporation, and among others, especially of the ninth article of said by-laws, which provides for compulsory arbitration to settle business disputes which may occur between members of said corporation, and of fourteenth article of said by-laws, which provide for the expulsion of members of said corporation in certain cases, and also of the thirteenth article of said by-laws, which provides the mode of making alterations and amendments in the by-laws and tariff of charges:

And whereas, A copy of said by-laws is annexed to the petition presented to the legislature for the passage of this act; now therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the existing by-laws of the said corporation, heretofore adopted by the same, be and they are hereby confirmed and made good, valid and effectual in law: *Provided*, That this act shall not take effect until the same shall have been approved and assented to by a majority of the members of said corporation, who may be present at a meeting to be called by the secretary thereof, for the purpose of considering the same, of which at least fifteen days' notice shall be given by advertisement, in at least two daily newspapers published in the city of Philadelphia.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1155.

A Supplement

To an act, entitled "An Act to establish criminal courts for Dauphin and Schuylkill counties," passed the eighteenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

Preamble.

WHEREAS, By the decision of the supreme court for the state, doubts have arisen as to the jurisdiction conferred upon

the criminal court of Schuylkill county by the act of the legislature passed the eighteenth day of April, Anno Domini one thousand eight hundred and sixty-seven :

And whereas, It is important that such doubts should be removed and set at rest ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the court created by the act to which this is a supplement shall have concurrent jurisdiction with the courts of quarter sessions of the peace and oyer and terminer and general jail delivery of the county of Schuylkill, of all cases within the said county, which by the act of the sixteenth of June, Anno Domini one thousand eight hundred and thirty-six, entitled "An Act relative to the powers and jurisdiction of courts," are exclusively vested in the courts of quarter sessions of the peace and oyer and terminer and general jail delivery of the several counties of this commonwealth ; and the judges of the courts of quarter sessions of the peace and oyer and terminer and general jail for the county of Schuylkill, shall continue to hold courts of the same not oftener than once a year, and only when they shall deem necessary and proper, beginning on the first Monday of June in each year, and to continue for the space and term of one week, and no longer ; and if at any time recognizances and complaints are returned by justices of the peace, or other magistrates of the said county of Schuylkill, to the said courts of quarter sessions of the peace and oyer and terminer and general jail delivery, the judges of the said courts shall have power, as often as they shall deem expedient and proper, to certify the same to the criminal court created by the act to which this is a supplement, to be proceeded upon therein in the same manner as if they had been originally returned to the said court.

Jurisdiction of criminal court.

Judges of quarter sessions, &c., not to hold courts oftener than once a year

May certify to criminal court recognizances and complaints returned by magistrates.

SECTION 2. The authority given by law to the court of quarter sessions of the county of Schuylkill to grant licenses for the sale of spirituous, vinous, malt or brewed liquors, shall, from and after the first day of July next, be transferred to and vested in the criminal court of Schuylkill county ; and the said criminal court shall thereafter have as full authority to hear, determine and grant or refuse applications for licenses as aforesaid, according to the laws of the commonwealth, and under such rules and regulations, not inconsistent therewith, as may be established, as the said court of quarter sessions theretofore had and exercised.

Authority to grant liquor licenses vested in criminal court,

SECTION 3. That in the event of the clerk of said court of quarter sessions of the peace and of oyer and terminer and general jail delivery refusing to act as clerk of said criminal court, such refusal shall be a misdemeanor, and said clerk shall be liable to prosecution and conviction for such refusal ; and the power to appoint a clerk, in case of the refusal or inability of said clerk to act, shall be and hereby is vested in the judge of said criminal court ; and the clerk so appointed shall have the same powers and privileges, and be entitled to the same fees to which the said clerk of quarter sessions of the peace,

Refusal of clerk of quarter sessions, &c., to act as clerk of criminal court.

oyer and terminer and general jail delivery would be entitled.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1156.

An Act

For the regulation and ventilation of coal mines in Mercer county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Employment of persons in mines not having two openings, prohibited.

That from and after the passage of this act it shall not be lawful for the owner, lessee, operator or agent of any coal mine in said county of Mercer, to employ any person to work in such mines, unless there are two separate openings, separated by natural strata, at least two hundred feet apart, (said two openings to be made in all mines now open within fifteen months after the passage of this act, and in all mines hereafter opened within fifteen months after opening the same,) by which distinct means of ingress and egress are always available; but it shall not be necessary for the two openings to belong to the same coal mine; and there shall be provided and maintained at every coal mine, worked by a shaft, a good and substantial stairway from the top to the bottom, suitably adapted for persons descending or ascending at will.

When openings to be made.

Stairway to be provided.

SECTION 2. It shall not be lawful for any owner, lessee, operator or agent to use any fire for ventilating purposes, in any mine, until two separate openings are provided.

Use of fire for ventilating purposes.

SECTION 3. In no case shall any gangway, entry or room be in advance of the air-course more than one hundred feet; and as soon as any explosive gas is known to exist in any coal mine, in sufficient quantity to cause an explosion or endanger the lives of persons employed in said mines, the owner, lessee, operator or agent thereof shall employ a fire-viewer, who shall carefully examine the workings with a safety-lamp every morning before any of the miners are allowed to enter; he shall watch over the ventilating apparatus, and keep the same free and unobstructed to the passage of air through.

Gangways, entries or rooms.

Fire-viewer, when to be employed and his duties.

SECTION 4. Every coal mine operated by a shaft, shall, in all cases when the human voice cannot be distinctly under-

stood, be provided with a gas pipe tube, by the party operating the same, which shall reach from the top to the bottom, and be suitably adapted to the passage of the human voice, through which conversation may be held by and between persons at the top and bottom; also with a signal bell from the top to the bottom, and from the bottom to the top; and all shafts shall be provided with an approved safety catch on each cage used for lowering and hoisting persons, and on every fly wheel or hoisting wheel a substantial brake of sufficient power to hold the cages.

In what cases mines operated by shaft to be provided with gas pipe tube, &c.

Shafts to be provided with safety catch on cages, and fly wheels with brakes.

SECTION 5. The owner, lessee, operator or agent of every coal mine shall employ no person for engineer who has not attained the age of eighteen years, for the purpose of lowering and hoisting persons in any coal mine; and in all cases he must be an experienced, competent and sober man; all boilers used for generating steam in and about coal mines shall be kept in good order, and the owner, lessee, operator or agent thereof, shall cause them to be examined and inspected at least once in every four months.

Engineer.

Boilers to be kept in good order and inspected.

SECTION 6. No person shall ride upon a loaded car or cage while hoisting coal in any coal mine; and no more than six persons shall descend or ascend any shaft or slope at one time; the person employed at the bottom for hitching cars on the chain of a slope or pushing cars on the cages of a shaft, shall signal to the engineer when persons are about to ascend; and the engineer shall work the engine with great care when any person is ascending or descending the coal mines; in no case shall the engineer allow any person to touch or meddle with his engine, or with any part of the machinery, except such as may be deputed by the operator or agent thereof.

Riding upon loaded cars, descending or ascending shafts, &c.

SECTION 7. Whenever loss of life shall occur in any coal mine, the party having charge thereof shall give notice forthwith to the coroner of the county, who shall cause an inquest to be held to investigate and ascertain the cause of such accident, and if proven that such accident was caused by neglect or carelessness of said owner, lessee, operator or agent of such mine, said owner, lessee, operator or agent thereof shall be held liable for damages.

Proceedings when loss of life occurs.

In what case owners, &c., liable for damages.

SECTION 8. Any person who shall knowingly injure any safety lamp, water gauge, barometer, air-course, water pipe, or other property belonging to the mine, or obstruct air-ways, or carry lighted matches into places that are worked by locked safety-lamps, or disobey any order given by persons in authority, whereby danger is caused to the mine, or enter any place in the mine when forbidden by the inside viewer, or in any manner endanger the lives of the miners, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by fine and imprisonment at the discretion of the court trying the same.

Penalty for injuring safety-lamps, carrying lighted matches, &c.

SECTION 9. Any owner, lessee, operator or agent of any coal mines in said county of Mercer, neglecting or refusing to comply with the provisions of this act, and any person violating any of its provisions, shall be held and deemed guilty of a misdemeanor, and upon conviction thereof, in the

Penalty for failing to comply with act.

court of quarter sessions of said county, shall be punished by fine and imprisonment at the discretion of the court.

Copy of act to be
posted in engine
house.

SECTION 10. That in the engine house of each mine there shall be kept posted, in a conspicuous place, a copy of this act, printed in good legible type, for the information of all persons concerned; all laws or parts of laws of this commonwealth, that are inconsistent with the provisions of this act, are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-second day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1157.

An Act

To divide the borough of Bellefonte into three wards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Divided into
three wards.

West ward.

North ward.

South ward.

Wards separate
election dis-
tricts.

Place of holding
elections

What officers to
hold first elec-
tions in wards.

That the borough of Bellefonte, in Centre county, is hereby divided into three wards; all that portion of said borough lying on the west side of Spring creek and Logan's Branch of Spring creek shall be called the West ward; all that portion east of Spring creek and Logan's Branch and North of High street shall be called the North ward; and all that portion east of Spring creek and Logan's Branch and south of High street shall be called the South ward; that the jail and court house shall be in the South ward.

SECTION 2. The said wards are hereby erected into separate election districts; and all qualified electors in the said several wards are hereby declared to be qualified to vote at all general, borough and special elections; and that the place for holding the elections for the said wards shall be at the court house in said borough.

SECTION 3. That the judge and inspectors who were elected at the last general election in the borough of Bellefonte shall hold the next election for the North ward; and that John Hoffer is hereby appointed judge and W. W. Montgomery and J. S. Barnhard are hereby appointed inspectors of election for the South ward; that William Shortledge is hereby appointed judge and H. S. Bartley and Isaac Haupt are hereby

appointed inspectors of election for the West ward, to hold office until the election of their successors.

SECTION 4. That the North ward shall elect one person for justice of the peace, and the South and West wards jointly shall elect one person for justice of the peace; and that the burgess, assistant burgess, assessor, assistant assessors, auditors, treasurer shall be elected on a general ticket. Election of justices of peace, burgess, assessor, &c.

SECTION 5. That at the next election of town council and school directors they shall be elected from those wards having the least number until they shall become equalized, so that each ward will have three, and after which time one to be elected each year from each ward. Election of town council and school directors.

SECTION 6. That the number of town councilmen shall be nine, as now fixed by law; and that the board of school directors shall be increased to nine, three to be elected at the next election for three years and one for two years, and one for one year. Number of councilmen. Board of school directors to be increased.

SECTION 7. No person shall be ineligible for any office in said borough on account of his residence being in a different ward from that by which he may be elected. Eligibility to office.

SECTION 8. That on the first Tuesday of May next there shall be an election held by the South and West wards to elect election officers and one justice of the peace. Election by South and West wards.

SECTION 9. Any borough laws inconsistent with the provisions of this act are hereby repealed. Repeal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1158.

An Act

To authorize the granting of licenses in Clearfield county, at March term, one thousand eight hundred and seventy, and to cure certain defects.

WHEREAS, A number of parties have applied for licenses to sell liquors under the laws of this commonwealth to the court of quarter sessions of Clearfield county, of March term, one thousand eight hundred and seventy, and have complied with the laws as heretofore required in said county:

And whereas, Since the said applications have been filed the president judge thereof has held and decided that certain

other requisites are necessary not heretofore deemed necessary ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in the case of all applications for licenses to sell liquors, made and filed to March sessions one thousand eight hundred and seventy, in the county of Clearfield, it shall not be necessary to show compliance with the requirements of sections six, seven, eight and nine of the act of March eleventh, one thousand eight hundred and thirty-four, but it shall be taken and deemed sufficient, if the other provisions of the law upon the subject of granting licenses shall have been shown to be complied with in each of said applications, and the courts are authorized and empowered to grant licenses accordingly.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1159.

An Act

To incorporate the Pickwick Glee of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Incorporation.

That all and every the persons who shall at the time of the passage of this act be members of the association called the Pickwick Glee, shall be and they are hereby created and declared to be one body politic and corporate, by the name, style and title of the Pickwick Glee, and by the same name shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded in 'all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands, tenements, rents, annuities, franchises and hereditaments, goods and chattels of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided,* That the clear yearly value or income of the necessary houses, lands and tenements, rents, annuities or other hereditaments and real estate of the said corporation, and the interest of

Title.

Powers and privileges.

money by it lent, shall not exceed the sum of five thousand dollars; and also to make and have a common seal, and the same to break, alter and renew at pleasure; and also to ordain, establish and put in execution such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter and the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the said corporation, and the due management and ordering of the affairs thereof.

SECTION 2. That the said corporation shall be authorized to borrow any sum of money not exceeding twenty-five thousand dollars, and issue certificate of twenty-five each therefor.

Authorized to
borrow money.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1160.

A Supplement

To the act, entitled "An Act to authorize the Governor to appoint an inspector of refined petroleum, kerosene and burning oils, in and for the county of Lancaster," approved March twelfth, one thousand eight hundred and sixty-nine, limiting inspection and compensation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the inspector of oils in and for the county of Lancaster shall inspect only such illuminating oils as shall be kept or sold for consumption or use in said county, and for his services he shall be entitled to compensation as follows: For inspecting a single barrel of oil, twenty cents; for inspecting a lot of oil of more than one barrel and less than ten barrels, twelve cents per barrel; a lot of more than ten and less than twenty barrels, ten cents per barrel; a lot of more than

twenty and less than forty barrels, eight cents per barrel, and any lot of more than forty barrels, five cents per barrel.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1161.

An Act

To authorize the Old Columbia Public Ground Company to borrow money and issue bonds.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Old Columbia Public Ground Company, of the borough of Columbia, shall have power to borrow money, not exceeding in amount the sum of ten thousand dollars, and to issue bonds or certificates of loan for the payment of the same, in such amounts and payable at such time or times, and at such rate of interest, not exceeding seven per cent. per annum, and to sell the same at such discount as the trustees of the said Old Columbia Public Ground Company may determine, with or without coupons attached; the said bonds or certificates of loan shall be exempt from taxation for any purpose: *Provided,* That no bond or certificate of loan shall be issued for a less sum than one hundred dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-third day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1162.

An Act

To incorporate the Plumbers' League of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William M'Gonigle, Edward M'Nally, Martin Walsh, Francis Carr, Harry Coffin, John M'Kay, Harry Francis and their associates, are hereby created a body politic and corporation, in deed and in law, by the name, style and title of the Plumbers' League of the city of Philadelphia, the object being to secure to its members a just compensation for their labor, and by the same name shall have perpetual succession, be capable of suing and being sued, to have a common seal, and the same to alter or renew at pleasure, and shall be able and capable in law and equity, to have and hold, for the use of the said association, any real estate, goods or chattels, and sum or sums of money, by gift, grant, bargain, sale, will, devise or bequest, or otherwise, from any person or persons themselves capable of making the same, and the same to grant, bargain, sell and a good conveyance make for the use of said association, and generally to do all and singular the matter and things which may be lawful and necessary for the well being and due management of the affairs thereof: *Provided*, That the clear yearly value or income of the real and personal estate of said corporation shall not exceed the sum of one hundred thousand dollars; and said corporation shall have power to ordain and establish, and put in execution, such by-laws, ordinances and regulations as shall appear necessary and convenient for the government of said corporation, not being contrary to this charter or the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the said corporation, and the due management and ordering of the affairs thereof.

SECTION 2. The said association shall be composed of men who are plumbers by trade, and who are over twenty-one years of age, and citizens of the United States and of the commonwealth of Pennsylvania.

SECTION 3. The officers of the said association shall consist of a president, vice president, secretary, assistant secretary, corresponding secretary, treasurer, three trustees and a door-keeper; they shall be elected by ballot and hold their offices for one year; the election to take place annually, on the first Thursday evening in April in each year, and each candidate must have a majority of all the votes polled to constitute him duly elected.

SECTION 4. The duties of the officers and committees, the order of business, and whatever else is thought necessary for

Corporators.

Title.

Object.

Powers and privileges.

Membership.

Officers.

Election.

By-laws to define duties of officers, &c.

conducting the concerns of the said association, and regulating its finances, shall be defined in the by-laws.

Vacancies.

SECTION 5. If any of the offices of the said association become vacant, such vacancy shall be filled for the remainder of the term by a special election, to be held in the same manner as is provided in section third; and the time of holding such election shall be at the first stated meeting following the announcement of such vacancy to the association.

Proposal and election of candidates.

SECTION 6. Candidates for membership must be plumbers by trade of legal age, and must be proposed in writing, by a member of the said association, who is in good standing, and who shall state the applicant's name and place of abode; at the next stated meeting the candidate shall be balloted for, and it shall require the votes of two-thirds of the members present to constitute him duly elected a member of the said association.

Payment of dues.

SECTION 7. Each member, on the signing of the constitution of said association, shall pay into the hands of the secretary, to be paid over by him to the treasurer, such sums as shall annually be found proportionate to the funds of the said association, and at the first stated meeting in each month, such other additional sum as the said association, by the by-laws, from time to time shall enact.

May provide for collection of dues.

SECTION 8. The association shall have power to provide for the enforcement of the collection of the dues of its members by fines, expulsion, or otherwise, of the members in arrear; it shall also have power to make rules for the conduct of its members, and to expel, from the said association, any member found guilty of violation of such rules.

May make rules for conduct of members.

Present officers to continue until others are elected.

SECTION 9. That the present officers of the said association shall hold their respective offices until the regular annual election, on the first Thursday evening in April, or until their successors are duly elected.

Quorum.

SECTION 10. Nine members of the association shall at any time constitute a quorum, and the said association shall never be dissolved while nine members are willing to continue it:

Bonus and taxes

Provided, That the said corporators shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1163.

An Act

To incorporate the Kensington Screw Dock Warehouse and Wharf Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George A. Landell, Isaac E. Landell, William W. Taxis, George Sheppard and Edwin A. Landell, or any three of them, their associates, successors and assigns, and all and every other person or persons who shall hereafter become shareholders, are hereby created a body corporate and politic in law and in fact, by the aforesaid name and style of the Kensington Screw Dock Warehouse and Wharf Company of Philadelphia, and by that name shall be in law capable of suing and being sued, pleading and being impleaded in all courts whatsoever, and also of contracting and being contracted with relative to the business and object of said corporation, with power to purchase the real estate, buildings and improvements, known as the Kensington screw dock, situate on the south-easterly side of Delaware avenue, in the Eighteenth ward of the city of Philadelphia, commencing at the distance of one hundred feet north-easterly from the north line of Laurel street, and extending north-easterly along said Delaware avenue three hundred and thirty feet, and extending between parallel lines at right angles with the said Delaware avenue to the so-called port warden's line in the river Delaware, and with power to lease, purchase and convey the same, and such other real estate in connection therewith, as they may require for the purposes of their business, and to have and to use a common seal, to alter the same at pleasure, and to make and ordain all such lawful by-laws and regulations as may be necessary and requisite to carry out the objects of the said corporation; and the said corporators are also hereby empowered to fill up the subscription to the capital stock, and to organize the said company for the purpose and object of repairing vessels, warehousing and landing goods and merchandise of every kind and sort and description, whether foreign or otherwise, or whether the same be in custom house bond, duties paid or free of duty; and they are hereby empowered to employ competent persons to examine and protect the property in charge, and when desired by the owners thereof, to put the same in good order and condition and to store or ship the same.

SECTION 2. That the capital stock of the company shall consist of four thousand shares of the par value of twenty-five dollars per share; and the company shall have authority to increase the said capital stock to any amount, not exceeding

twenty thousand shares, whenever so required by a majority in value of the stockholders.

Management.

SECTION 3. That the business of the corporation shall be managed and conducted by a board of five directors, who shall be elected by ballot annually, on the first Monday in June in each year, by the stockholders at their general meeting held for that purpose, and of which five days' notice, in at least two daily newspapers of the city of Philadelphia, shall be given.

Payment of capital stock, relative to.

SECTION 4. That the capital stock of said company shall be called in and paid for at such time and times, and in such proportion or proportions, as the president and directors shall declare and require, upon thirty days' previous notice thereof being given; and any subscriber, stockholder or shareholder, his, her or their executors or representatives neglecting, failing or refusing to pay any instalment or assessment so made and declared upon shares subscribed for by him, her or them, at the time and times at which the same are made payable as aforesaid, shall forfeit to the use of the company all shares of stock upon which assessments are remaining unpaid, together with whatever money for calls may have been previously paid thereon.

May lay railway track.

SECTION 5. The said company shall have the privilege of laying a single track tram railway on Delaware avenue and Laurel street, to connect the real estate of the corporation above mentioned, with the North Pennsylvania Railroad Company at Germantown road and Laurel street.

May build wharves

SECTION 6. The said Kensington Screw Dock Warehouse and Wharf Company shall have the privilege to build a wharf or wharves on the north and south lines of the screw dock property above mentioned, of a width of fifty-five feet each, and continuing that width to the port warden's line: *Provided*, That said company shall pay into the treasury of the commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized, in four equal annual instalments, the first of which shall be paid at the time of the payment of the enrolment tax: *And provided further*, That this act shall be inoperative until the consent of the select and common councils of the city of Philadelphia is obtained thereto.

Bonus and taxes.

Act inoperative until consent of councils is obtained.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1164.

An Act

To incorporate the Shrewsbury Railway Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That B. F. Koller, Christof Kolter, James Gerry, Jr., Eli M'Dowell, Elbridge H. Gerry and Samuel Giesy, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Shrewsbury Railway Company, with all the powers, and subject to all the restrictions prescribed by an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and forty-nine, and all supplements thereto, except so far as the same may be herein altered or supplied.

SECTION 2. That the capital stock of said company shall consist of one hundred shares, of one hundred dollars each, and to be increased, if necessary, to any number of shares not beyond two hundred shares.

SECTION 3. The said company shall have the right to build or construct a railroad from the Northern Central railway to the borough of Shrewsbury, to intersect said Northern Central railway at such point as may be determined upon.

SECTION 4. That if a sufficient amount of the capital stock of the company shall not have been subscribed to complete the said railroad, hereby authorized to be made, the president and managers may borrow, on such terms as they may deem advisable, any such sum of money which may be necessary for that purpose, not exceeding two-thirds of the stock of said company really subscribed for, and may pledge the fee simple of their property, rights and privileges belonging to said company for the security and payment thereof.

SECTION 5. That it shall and may be lawful for the president and managers, from time to time, to ordain and establish rules and regulations for the due ordering of all traveling and transportation on the said road, and for its preservation, with power to alter and repeal, enlarge or amend the said rules and regulations as they may deem expedient; and that they shall have full power and authority to describe the kind and description of cars, carriages or wagons to be used on the said road for the conveyance of passengers and the transportation of the mails, or of goods, wares and merchandising and minerals, and regulate the speed at which they shall travel, and to adopt and enforce such rules and regulations in the transit thereof, as they may deem expedient; and the said company are hereby authorized and empowered, as soon as any portion of the said railroad is perfected, to place thereon cars, carriages or wagons constructed as they may deem best

adapted for the transportation of passengers, mails and commodities, and shall have the sole and exclusive right of transportation until the tolls on said road shall yield an average income of six per centum per annum; and said company shall have full power to regulate their charges of toll, freight and transportation, as to secure that end as soon as possible after the completion of said road.

Road may be leased to Northern Central railway company.

Proviso.

Proviso.

SECTION 6. And said railroad when finished may be leased to the Northern Central Railway Company, whenever the directors, by the consent of the stockholders, may think it advisable to do so, to further the interest of said company: *Provided*, That such lease shall not be for a less sum than the interest, at the rate of six per centum per annum, on the whole indebtedness of the said road: *And provided*, That the enrolment tax on the charter for this road shall not exceed ten dollars, and that the number of directors shall be six, and a president, a majority of whom shall be a quorum.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1165.

An Act

Relative to the election of supervisors in the township of Salem, in the county of Westmoreland.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That hereafter the qualified voters of the township of Salem, in the county of Westmoreland, shall elect two supervisors of roads instead of four, as now provided by the act of assembly of the fifteenth of March, Anno Domini one thousand eight hundred and fifty-nine.

Two supervisors to be elected.

To divide township into districts.

SECTION 2. That it shall be the duty of the supervisors, elected in pursuance of the provisions of this act, to meet within ten days after their election, and divide the township into two divisions, as nearly equal as possible, taking into consideration the number of roads, and the amount of work to be done in each division.

How to be voted for.

SECTION 3. That at the next election, at which township officers are to be elected, and at every such election thereafter,

under the provisions of this act, the qualified voters of said township shall vote for but one person for supervisor; and the two persons having the highest number of votes shall be declared elected to said office.

SECTION 4. All acts and parts of acts inconsistent with this Repeal. act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1166.

An Act

To authorize the private patrol and watchmen to be commissioned by the mayor of Philadelphia to perform police duty within prescribed limits in said city.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That any patrol or watchman selected and employed by and at the private expense of the residents or of persons doing business in any block or blocks, square or squares, or parts thereof, in the city of Philadelphia, for the purpose of protection to their property therein against loss by fire, theft or robbery, shall, upon filing with the mayor of said city a certificate of such employment, the time for which he may have been so employed, and the bounds of the locality which they are required to watch, signed by the persons so employing him, whereupon, if the mayor is satisfied that such person is qualified, by his integrity and vigilance, to perform such duty, he shall have authority to appoint and commission him as patrol or watchman for such locality, with all the powers of policeman, in respect to the arrest of all vagrants and persons found offending against the law within the bounds of said locality; and all vagrants and offenders arrested by such patrol or watchman shall be received and held in custody at any police station, in like manner as if the arrest had been made by any policeman of said city; such patrol or watchman, when on duty, shall have authority to carry and use, when necessary, the usual implements of policemen for alarm, arrest and defence, and shall respond to the signals of policemen within the limits of their said locality, in making arrests and performing need-

ful duty, but shall not be required to leave their said locality ; and policemen shall in like manner respond to the signals of such patrol or watchman, and give him all needful aid in making arrests and protecting property within the limits of said locality ; nothing in this act contained shall authorize any expenditure or liability whatever against the city of Philadelphia.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1167.

An Act

Providing for the election of supervisors in Upper Mount Bethel township, Northampton county, and for the erection of a board of supervisors of highways in said township, and limiting the assessment of taxes for road purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Nine supervisors to be elected

That the electors of Upper Mount Bethel township, in Northampton county, are hereby required annually, at the time and place of electing township officers, to vote for and elect nine supervisors for said township, no two of whom shall reside in the same school district; any nine of whom, so as aforesaid voted for, residing in nine different school districts, receiving the highest number of votes, shall be declared elected; and that the said supervisors so elected shall constitute a board of supervisors of highways in said township, with power to elect a president, secretary and treasurer out of their own number.

To constitute board.

SECTION 2. That two-thirds of said board shall constitute a quorum to transact any business, a majority of which shall be necessary to determine any question.

Quorum.

To meet annually for organization and determining amount of taxes to be levied.

SECTION 3. That the said board of supervisors shall meet annually, on the first Tuesday of January, at the place where said township election is held, to organize and determine the amount of taxes to be assessed, levied and collected for road purposes in said township for the then next ensuing year, which said amount is not to exceed the sum of five thousand dollars, or less than two thousand dollars; that the said board of supervisors shall at the same time divide the township

into as many districts, and of like territory as there are school districts in said township, and to determine how much of said money shall be expended in each district for said road purposes.

To district township, and determine amount of money to be expended.

SECTION 4. That the said board of supervisors shall also, at the said meeting, select a competent person in such district in which no supervisor resides; and that such person so selected, and the said supervisors so as aforesaid elected, shall each, in his respective district, make and repair the roads, and they shall be entitled to receive as compensation for their services the regular wages paid to day laborers.

To select persons in districts where no supervisors reside.

To repair roads.

SECTION 5. That the treasurer shall give bond to the township in double the amount of the tax assessed, with two or more sufficient sureties, to be approved by said board of supervisors, conditioned for the faithful performance of the duties of said office, and who shall receive a compensation for his services, a sum not exceeding one per centum of the moneys received and disbursed by him, to be fixed by said board of supervisors.

Treasurer to give security.

Compensation.

SECTION 6. That the said board of supervisors shall, within thirty days after the first Tuesday of January, make out a duplicate of the taxes aforesaid, and the amount appropriated to each district, and deliver the same to the said treasurer, and a copy of said appropriation and taxes for each district, to the supervisor and person selected for such district as aforesaid; that the said board of supervisors shall also fix the times and places where the treasurer will receive the taxes so as aforesaid assessed, of which notice, by written or printed handbills, shall be given at least ten days prior thereto; and if the same are not then paid, or within ten days' thereafter, the said treasurer shall have authority to collect the same by virtue of his warrant in the manner now provided by law: *Provided*, That no abatements and exonerations of taxes shall be allowed, except by the authority of said board of supervisors.

Board to deliver duplicate to treasurer, and copy of appropriation to each supervisor.

Collection of taxes.

SECTION 7. That the said board of supervisors shall receive, as a compensation for their services, the sum of one dollar and fifty cents for each day's attendance at such meeting, the same not to exceed six days for each member; and the said secretary shall receive for his services, at the rate of not less than two dollars, nor more than three dollars, for each day necessarily employed in the performance of the duties imposed upon him by said board.

Compensation of board.

Compensation of secretary.

SECTION 8. That the tax-payers of each district shall be allowed to work on said roads to discharge their respective taxes as now provided by law.

Tax-payers may work out taxes.

SECTION 9. That the said board of supervisors shall meet on the first Monday of every alternate month, at the place aforesaid, or oftener if the circumstances require it, upon reasonable notice given by the president, at the request of three of the members of said board.

Meetings of board.

SECTION 10. That each supervisor and person so as aforesaid selected shall, before the time fixed for the payment of said taxes, furnish a statement to said board of supervisors of the names of the persons employed by them respectively, and the amount due to each, together with the amount due to

Each supervisor to furnish board with statement of persons employed, &c.

To deliver statement to treasurer upon approval thereof.

such supervisor or person selected as aforesaid; and upon the same being approved or corrected by said board, shall deliver the same, signed by the president and secretary, to the said treasurer, as his warrant for the payment of the same to the persons whose names appear on said statements.

Act not to interfere with assessment of taxes to pay township indebtedness.

SECTION 11. That this act shall not interfere with the assessments and collection of any additional taxes, in the manner now provided by law, for the discharge or payment of the present indebtedness of said township for road purposes.

Repeal.

SECTION 12. That all acts or parts of acts inconsistent with this act are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1168.

An Act

To authorize the school directors of Washington school district of Pittsburg to levy a tax.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of school directors of Washington school district of the city of Pittsburg are authorized and empowered to levy a tax, not exceeding ten mills, on all property taxable for school purposes, to provide a fund for meeting the obligations of said board of school directors.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1169.

An Act

Disparting the lands of Peter Lauker, in Armstrong county, from the independent school district, comprised of portions of Clarion county and the lands of said Peter Lauker, in Armstrong county, and annexing the same, for educational purposes, to the school district next to and adjoining that portion of said independent school district now being in the said county of Armstrong.

WHEREAS, The lands of one Peter Lauker, situate and lying in the county of Armstrong, are included within the limits of a certain independent school district, comprising portions of Clarion county and the lands of said Peter Lauker, in Armstrong county :

And whereas, The said counties are divided by Red Bank creek, and it being inconvenient and difficult for the said Peter Lauker, whose property, messuage, and so forth, is the only portion of Armstrong county included in said independent school district, to cross the same at certain seasons :

And whereas, The said Peter Lauker is thus greatly embarrassed in the enjoyment of the benefits conferred by the common school system ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the boundaries of the independent school district, composed of certain portions of Clarion county and the lands of Peter Lauker, situate in Armstrong county, shall be and hereby are so changed and modified as not to include the lands and tenements of said Peter Lauker, situate as aforesaid within the limits of said independent school district ; and that the same shall hereafter be included within the limits, and for educational purposes be part of the school district lying next to and adjoining the said independent school district, whereof the said messuage or lands have heretofore been part and parcel.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1170.

An Act

Further supplementary to an act regulating railroad companies, approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any railroad company or corporation duly organized under the laws of this state, for the purpose of constructing a railroad, either wholly within or partly within and partly without this state, under authority of this and any adjoining state, to merge and consolidate its capital stock, franchises and property with any other railroad company or companies or corporations organized under the laws of this or any other state, whenever the two or more railroads of the companies or corporations so to be consolidated shall or may form, when constructed, a continuous line of railroad with each other, or by means of any intervening railroad; and such consolidation may be effected in accordance with the laws of this commonwealth, either under special or general statutes of other states.

BUTLER B. STRANG,

Speaker of the House of Representatives.

H. JONES BROOKE,

Speaker of the Senate *pro tem*.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1171.

An Act

To vacate a part of Woodpecker or Rising Sun lane, in the Twenty-eighth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of Woodpecker or Rising Sun lane, between Sixteenth and Seventeenth streets, between Allegheny avenue

and Clearfield street, in the Twenty-eighth ward of the city of Philadelphia, be and the same is hereby vacated; and the title to the soil over which the same now passes, be and the same is hereby vested, in fee simple, in the several owners of the ground fronting on the said lane respectively, each owner to have and take that part of said lane lying in front of his, her or their ground to the middle thereof.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1172.

An Act

Relative to the opening of a part of Butler street, in the Twenty-fifth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Butler street, as laid out upon the confirmed plans of the city of Philadelphia, from Frankford or Rising Sun lane eastward to its intersection with Harrow Gate lane, be and the same is declared a public highway.

Declared a public highway.

SECTION 2. That within thirty days after the passage of this act the commissioners of highways for said city shall notify the property owners along the line of said Butler street that the soil of said street is hereby taken for public use, and that they are required to vacate the same; and said commissioners, at the expiration of sixty days after the service of said notice, shall proceed to open the street for public use.

Duties of commissioners of highways.

SECTION 3. That any person owning property taken for said street may petition the court of quarter sessions of said city for the appointment of a jury to ascertain and assess the damages, if any are sustained by the property owners, who shall report to the court, and the matter shall thenceforth be proceeded in under existing laws relating to the opening of streets in said city.

Damages, relative to.

SECTION 4. That Nicetown lane, from its westernmost intersection with Butler street, near Fifth street, eastward to the intersection of said Nicetown lane and Butler street, east of Second street, be and the same is hereby vacated: *Provided,*

Nicotown lane vacated.

Proviso.

Said Nicetown lane shall not be closed up until after said Butler street is opened for public use.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1173.

An Act

To incorporate the Mutual Protection Life Insurance Company of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That A. H. Franciscus, James H. Billington, Thomas Kitchen, Rev. John J. Pierce, A. M. Fox, Josiah Shaw, Sam. F. Canby, J. S. Perkins, J. W. Van Houten, Lucas Halliday, Geo. W. Birdsall, and all other persons that may hereafter become associated with them, and their successors, shall be and they are hereby created a corporation and body politic in law and in fact, by the name and style of the Mutual Protection and Life Insurance Company of Philadelphia, with power to make such, and establish such by-laws, rules and regulations as they may deem expedient for the management of said corporation's concerns, and to alter, annul and repeal the same at their pleasure: *Provided always,* That such by-laws, rules and regulations be not inconsistent with the laws of this state or of the United States.

Name.

By-laws, rules and regulations.

Powers and privileges.

SECTION 2. It shall be lawful for the company to have, hold, purchase, receive, possess and to enjoy, to themselves and their successors, real and personal property of every kind, to an amount not exceeding three hundred thousand dollars, and the same, or any part thereof, may sell, grant or alien, may sue and be sued, plead and be impleaded in all courts whatsoever, and may do and execute all acts and things to them appertaining in their said corporate capacity; the company may issue policies or certificates of membership, each of which policies or certificate shall state on its face, the agreement with the member receiving the same, and when signed by the president and countersigned by the secretary, shall be binding on the company; and the company shall forward, within sixty days after satisfactory proof of death, the amount stated in

Policies or certificates.

said certificate or policy; a post office money order for the amount of any assessment, lawfully registered in any post office, and forwarded to the company within forty days from the date of the notice of the same, shall be recognized as payment of said assessment.

Post office money orders to be recognized as payment of assessments.

SECTION 3. That for the well ordering and governing of the affairs of said company, there shall be chosen annually, at such time and in such manner as the by-laws of the company shall prescribe, not less than three nor more than nine directors, who shall continue in office until their successors are appointed; and no meeting of the company shall be legal, unless notice be given at least two weeks previous in two newspapers published in the city of Philadelphia; but no failure to appoint directors shall work a dissolution of the company.

Directors to be chosen annually.

Notice of meetings to be published.

SECTION 4. The directors shall choose a president and a vice president of the corporation, and they shall also appoint a secretary of said company, and may appoint such other officers, clerks and agents, and establish such agencies and fix such compensation as they may deem advisable; and they shall have power to make such covenants and agreements, perform such acts and exercise such power as they shall deem expedient, subject to the authority, provisions and limitation of the charter, constitution and by-laws of said corporation; to declare dividends out of the surplus earnings of the company, whenever they may deem it advisable; the president and vice president may hold their office for one year, and until others are chosen, but the officers, agents and servants of the company may be displaced, and others appointed in their places, by the directors; in the absence or disability of the president, the vice president may exercise the duties of the president, and if both are disabled, the directors may choose a president *pro tempore*: and the directors for the time being shall have power, by the vote of the majority, to fill any vacancy which shall happen in their board, by death or resignation, or otherwise, by choosing a director or directors from among the members of said corporation, who shall continue in office until a successor or successors shall otherwise be chosen.

Duties and powers of directors.

SECTION 5. The directors of the company are hereby authorized and empowered to receive subscriptions to a guarantee fund, for said corporation, for an amount not exceeding two hundred dollars, which shall be transferable on the books of the company; and said subscriber to said fund shall pay, on subscribing thereto, at least ten per centum on the amount subscribed, and the directors may make further assessment until the amount so subscribed shall be paid or secured to be paid to the satisfaction of said board of directors; and whenever such fund shall be liable for the payment of losses, according to the rules of the company, the amount shall be assessed *pro rata* to the amount of the fund on each of the subscribers to said fund.

Guarantee fund.

Assessments.

SECTION 6. Whenever all assessments shall have been returned to the subscriber of the guarantee fund, and the receipts of the company shall exceed the expenses to an amount equal to the amount of the guarantee fund, then the directors,

When directors may retire, or return to subscribers, portion of guarantee fund.

at their option, may retire or return all or such portion of the guarantee fund to the subscriber, as the interests of the company may seem to them to require.

Subscribers en-
titled to receive
three per cen-
tum semi-annu-
ally for moneys
advanced.

SECTION 7. The subscribers to said guarantee fund shall be entitled to receive, from the fund of the company, three per centum semi-annually, for all moneys actually advanced by them to the company, for the use and liability of said fund so actually paid in.

Votes.

SECTION 8. In all elections for directors, and in all questions which shall arise at the annual meetings, each member of the company, and each subscriber to the guarantee fund, shall be entitled to vote and take part in the meeting, and each shall be eligible to the office of a director; and the directors shall make a statement of the affairs of the company at each annual meeting.

Eligibility to
office of director

Statement of
affairs.

May insure
against acci-
dents.

SECTION 9. It shall be lawful for this company to insure against accident in traveling or otherwise, and carrying on the same as a separate department.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1174.

An Act

Relating to the West Philadelphia Passenger Railway Company, requiring the use of suitable frogs on the crossings of said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That in all cases in which the tracks of the West Philadelphia Passenger Railway Company are now crossed or may hereafter be crossed by private siding tracks leading from the main tracks of the city railroad upon Market street, in the city of Philadelphia, into depots, warehouses or other premises fronting upon said street, it shall be the duty of the owner or owners of said tracks to provide and adopt such style of frogs, for the crossing of the tracks of said passenger railway company, as may be approved by said company, and to repair or renew said frogs from time to time as it may become necessary; and in the event of any failure to observe and comply with the requirements of this act, after ten days' notice in

writing so to do, it shall and may be lawful for the said passenger railway company to cause such frogs to be placed at such crossings, or cause them to be repaired or renewed as the case may require, at the expense of the owner or owners of the premises, and to enter a lien therefor against the premises into which such siding may lead; said lien to be filed in the manner provided for in the acts of assembly relating to the liens of mechanics and material-men, and to be enforced in the manner provided for in said laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1175.

An Act

Relative to county printing in Clinton county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act, in all cases where the sheriff, treasurer, commissioners, prothonotary, register and recorder, and all other county officers of Clinton county, either or all of them are required by law to make any publication concerning or in connection with the duties or business of their respective offices, in any newspaper in said county, the same shall be made and done in the two newspapers having the largest circulation in said county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1176.

An Act

Granting an annuity to Thomas Vantine, of Westmoreland county, Pennsylvania, a soldier of the war of one thousand eight hundred and twelve.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the state treasurer be and he is hereby authorized and directed to pay Thomas Vantine, of Westmoreland county, a gratuity of forty dollars, and an annuity of forty dollars, commencing on the first day of January, Anno Domini one thousand eight hundred and seventy.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1177.

An Act

To incorporate the New Hope of Pineville Turnpike Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners. That John Eastburn, Mahlon Atkinson, Watson P. Magil, Benjamin Wiggins, Richard H. Jenney, Charles Heston, Jesse P. Carver, Theodore Briggs, Edwin Johnson, James Briggs, Benjamin W. Simpson, John S. Williams, Amisk Trigo, or such of them, not less than five, who may act, are hereby appointed commissioners, to open books and receive subscriptions at such times and places, and in such manner and upon such notice as they may think proper, and organize a company, by the name of the New Hope of Pineville Turnpike Company, with power to construct a turnpike road forty feet wide, and stoned not less than one rod wide, from some point in the borough of New Hope, on the line of what is now known as the

Name.

Width.

Route.

Middle road, and any other road that it may be necessary to pass over, to some point in the Durham road, between the village of Pineville and the Anchor tavern, in Bucks county, with power to alter the said roads as they may deem best ; and the said company is authorized to grade, widen, bridge and stone, and to do all things needful to complete said road.

May alter roads.
May grade,
widen, &c.

SECTION 2. Whenever subscriptions shall have been received to the extent of five hundred shares of twenty-five dollars each, on which one dollar per share shall have been paid, when the parties so subscribing and paying, and their successors, are created into a body politic and corporate in law, by the aforesaid name, with power to sue and be sued, to take hold of and convey property and estate, and to make, use and change a common seal, and also to make and put into execution such by-laws, ordinances and regulations as may be necessary and convenient for the well being of said corporation, not contrary to the constitution or laws of the United States or of this commonwealth.

When subscribers declared a body politic.

Powers and privileges.

SECTION 3. When the stock shall have been subscribed, and one dollar per share paid, as specified in section two, the commissioners, or any five of them, shall give public notice of a time and place for the stockholders to meet, when those thus assembled shall proceed to elect by ballot, by a plurality of the votes polled, a president, a secretary and treasurer, and ten directors ; each stockholder shall be entitled to one vote for every share, not over ten, held by him, and for every additional five shares one vote, but no person shall vote unless all the instalments due on his shares are paid up ; the president and directors shall constitute a board of managers, the majority of whom shall be a quorum for the transaction of the business of the company ; all the officers shall perform the duties of their respective offices until they shall be re-elected, removed from office or their successors be chosen ; when the board is organized the commissioners shall pay into the treasury the one dollar per share paid in, first deducting such necessary expenses as they may have incurred in the performance of their duties.

Election of officers.

Votes.

Managers.
Quorum.

SECTION 4. The stockholders shall meet and hold an election annually, at such time and place and in such manner as they may determine ; and they may meet at such other times, and transact such other business relating to the affairs of the company as they may deem proper ; the company may borrow any sum of money, not exceeding the amount of their then capital, on their bonds, secured by mortgage on the road, property and franchises of the company, if deemed necessary to complete the road and carry out the true intent and meaning of this act ; and the supervisors of the townships of Solebury, Upper Makefield and Wrightstown are hereby authorized and required, at the request of any five of the commissioners, to hold an election, on giving ten days' notice of the votable inhabitants of the respective townships to decide, by a majority of the votes polled, whether their townships will subscribe to the capital stock of the company ; if they decide to subscribe, they shall also decide what amount of stock the supervisors of their respective townships shall take ; and the

Annual meeting of stockholders.
Special meetings.

May borrow money.

Subscriptions to capital stock by certain townships, relative to.

supervisors shall levy, at the usual time of laying the road tax, a sufficient amount to pay for the same.

When gates may be erected and tolls charged.

SECTION 5. Whenever said company shall have completed one mile or more of their road, they shall have power to erect toll-gates and toll-houses, and charge and receive toll from all persons traveling over said road otherwise than on foot: *Provided*, They shall not exceed two cents per mile per horse or other animal, and not more than four cents per mile per score for cattle in droves, nor more than two cents per mile per score for sheep or swine in droves; and for each fraction of a cent in the computation of toll they may receive one cent; the company shall be entitled to toll from persons traveling their road in proportion to the distance traveled, although they shall not pass through one of their toll-gates; and they may take such means to collect the toll as they may deem proper.

Proviso.

Entitled to tolls from persons who do not pass through gates.

Penalty for misrepresenting distance traveled, &c.

SECTION 6. If any person shall represent to the company or to any of its agents that he has traveled a less distance than he has actually traveled along said road, with intent to defraud the company of its toll, or shall pass by or through or near any gate without paying or offering to pay the proper toll for the whole distance he has actually traveled along said road, or shall place any dirt, shavings, ashes, weeds, rubbish or any kind of material or offensive matter on the road, or shall remove therefrom any mould, dirt, gravel, sandstone or other material, without having first obtained the consent of the company or its agents, such person shall forfeit and pay to said company the sum of ten dollars; the penalty in all the cases mentioned in this section may be sued for and recovered with costs of suit, before any justice of the peace, as debts of like amount are by law recoverable, and the person offending shall also be liable for all damages or injury caused by said act.

How penalty to be sued for and recovered.

How governed, &c.

SECTION 7. And the New Hope and Pineville Turnpike Company shall be governed by the same laws and regulations, and have the same powers and privileges as are granted by an act, entitled "An Act regulating turnpike and plank road companies," approved the twenty-sixth day of January, eighteen hundred and forty-nine, and the supplements thereto, except the first, second, third, fourth, twelfth and thirteenth sections, and that part of section eleventh, which fixes the width of the stone bed at eighteen feet, which said sections and parts of a section are hereby supplied or altered.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1178.

An Act

Authorizing the burgess and council of the borough of Sunbury, in Northumberland county, to open and extend Second street and Fourth street, in said borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That David Rockefeller, Abraham Shipman, Charles C. Hay, Christian Neff, Henry Fegley, David Fry, or a majority of them, are hereby appointed commissioners to view, lay out and extend Second street, in the borough of Sunbury, in Northumberland county, north-west from its present termination at Race street to the northern boundary of said borough, and southward from its present termination at street, to the southern boundary of said borough, in a line with said Second street, as nearly straight as can be done, having regard to the nature of the ground and agreeable to the recognized plan or plot of said borough, and the additions thereto; also to lay out and extend Fourth street, in said borough, northward from its present termination to the northern boundary of said borough, in a line with said Fourth street, as nearly straight as can be done, having regard to the nature of the ground and the recognized plan or plot of said borough, and the additions thereto as aforesaid.

Certain persons appointed commissioners to extend Second and Fourth streets.

SECTION 2. It shall be the duty of said commissioners, or a majority of them, first taking an oath or affirmation before a justice of the peace of said borough of Sunbury to perform the duties enjoined upon them by this act with impartiality and fidelity, to proceed, as soon after the passage of this act as they conveniently can, to attend to the duties specified in the preceding section of this act; and they shall make out a plot or draft of said streets, so to be opened as aforesaid, by their courses and distances, having regard to the best ground and doing the least possible damage to property; and they shall also make report of the width of said streets, which shall not be wider than the present width of said Second street and said Fourth street, and make return of the same, under their hands and seals, or the hands and seals of a majority of them, to the court of quarter sessions of Northumberland county, to be entered of record by the clerk of said court; and thereupon the said Second street and the said Fourth street shall become public highways; and the burgesses and councils of said borough of Sunbury are hereby authorized and empowered, and it shall be their duty, to cause the street commissioners of said borough to proceed forthwith to open said Second street and the said Fourth street: *Provided*, If, in the opinion of the burgesses and council of the said borough, it is not expedient to extend and

Duties of commissioners.

Duty of burgess and council.

open said Second street at the present, further north than a street marked on the plot or plan of Joseph W. Cake's addition to the said borough of Sunbury, as Joseph street, then they shall forthwith proceed to cause said Second street to be opened and extended to said Joseph street, and shall have power and authority to further open and extend said Second street to the northern boundary of said borough, as aforesaid, from time to time, as, in the opinion of the burgesses and councils of said borough, the growth and interests of said borough may demand and require.

Damages, relative to.

SECTION 3. The court of quarter sessions of Northumberland county, on the petition of any owner of a lot of ground, or any owner of land through which the said streets shall or may be extended and opened, representing that he, she or they has or have sustained damage thereby, shall appoint six disinterested citizens of said borough of Sunbury, to view the premises and adjudge the amount of damages, if any, taking into consideration the probable advantages or disadvantages of the said street or streets to the complainant or complainants; and the said damages, so assessed and adjudged, after being approved by the court, shall be paid out of the treasury of said borough of Sunbury: *Provided always*, That said viewers shall each of them, before they proceed to assess such damages, take an oath or affirmation before some justice of the peace of said borough of Sunbury, justly and truly to value the same and to consider the advantages as well as the disadvantages of the extension and opening of said street to the complainant or complainants.

Expenses of viewing, &c.

SECTION 4. The expenses of viewing and assessing damages, and all other incidental matters, not fully provided for in this act, shall be governed by the general road laws of the commonwealth.

BUTLER B. STRANG,
Speaker of the House of Representatives.
CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1179.

An Act

For the relief of Captain John Moore, Jr., late of the Elderton Guards.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the county commissioners of Armstrong county be and they are hereby authorized and empowered to examine the accounts of John Moore, junior, late captain of the Elderton guards, for service of himself and company, also for armory rent and expenses, during the years one thousand eight hundred and fifty-nine and one thousand eight hundred and sixty, and to draw their warrant on the county treasurer for such amount as they may find to be due him or to any member of said company, to be paid out of any military funds in the hands of said treasurer.

County commissioners, Armstrong county, authorized to examine accounts.

To draw warrant for amount due.

SECTION 2. That the treasurer of Armstrong county be and he is hereby authorized and empowered to collect, by action at law, any moneys belonging to the military fund of said county in the hands of his predecessors in office, and when such moneys are collected to hold the same, subject to such warrants as shall be drawn on the same from the proper authorities.

County treasurer may collect moneys from predecessors, and hold same subject to warrant.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1180.

An Act

Authorizing the township auditors of Beaver township, Snyder county, to pay off the bounty debt of said township, and to levy and collect an additional tax.

WHEREAS, At the regular township settlement of the township of Beaver, in the county of Snyder, held on the twenty-fourth day of May, Anno Domini one thousand eight hundred and sixty-seven, by the township auditors, the said township was found indebted to Jacob Gross, of said township, in the sum of one thousand one hundred and eighteen dollars and fifty-eight cents, money advanced for the use and benefit of the inhabitants of the said township in paying bounties to volunteers during the late rebellion, and which said debt remains unpaid:

Preamble.

And whereas, The inhabitants of the said township are anxious that the same should be paid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Auditors may
apply balances
in hands of tax
collectors to
payment of debt

To receive from
county commis-
sioners taxes
due township
on unseated
lands.

To levy tax in
certain case.

That it shall and may be lawful for the township auditors of the said township of Beaver to take and apply any and all balances in the hands of the collectors of school, poor and road taxes heretofore or hereafter found upon settlement; to the payment of the said debt due Jacob Gross; and the said auditors are hereby authorized and required to take and receive, from the county commissioners of the said county of Snyder, all the school, poor and road taxes on unseated lands due said township; and it shall be the duty of the said county commissioners, or other officer in whose hands the same may be, to pay said taxes to said auditors, to be used by them in the payment of said indebtedness.

SECTION 2. Should the said several sums of money, mentioned in the first section of this act, be insufficient to pay said indebtedness and interest within a reasonable time, the township auditors of the said township shall and they are hereby authorized and required to levy, assess and collect, upon the property and inhabitants of said township, a tax sufficient in amount to pay the said debt.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1181.

An Act

To confirm a certain conveyance of twenty acres of land to the directors of the poor of Crawford county, and by them to Frederick Shattuck.

WHEREAS, A. H. Proper and Elvira, his wife, by deed bearing date the fifteenth day of September, Anno Domini one thousand eight hundred and sixty-four, acknowledged the same day and recorded in deed book C, number three, page three hundred and thirty-nine, in and for the county of Crawford, conveyed all their interests in twenty acres of land, situate in Troy township, Crawford county, Pennsylvania, to Joseph Scowden, William Warner and Scott A. Marshall, the directors of the poor and of the house of employment of Crawford county and to their successors in office:

And whereas, The said Joseph Scowden, William Warner and Scott A. Marshall, as directors of the poor, et cetera, by deed bearing date the thirty-first day of January, Anno

Domini one thousand eight hundred and sixty-five, and acknowledged the thirteenth day of February, Anno Domini one thousand eight hundred and sixty-five, and recorded in deed book C, number three, page five hundred and fifty-six, of said county, conveyed the said land by deed of general warrant to Frederick Shattuck; now,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said conveyances be and hereby are declared valid from the date of the execution of said deeds, to have the same force and effect in law as if the parties thereto had the legal right to make and execute the same at the time of making thereof.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1182.

An Act

To vacate a part of Chestnut street, in the city of Chester.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That that part of Chestnut street, in the city of Chester and county of Delaware, which is laid out and projected from Liberty or Tenth street to Morton's avenue, and designated as part of a new street, by the commissioners appointed in and by section seven of an act of the general assembly of Pennsylvania, entitled "An Act to incorporate the city of Chester, in the county of Delaware," approved the fourteenth day of February, Anno Domini one thousand eight hundred and sixty-six, and marked on the plot of the said city, and duly filed of record in the court of quarter sessions of the county of Delaware aforesaid, be and the same is hereby vacated.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1183.

A Supplement

To an act, entitled "An Act relating to bounties in the township of Lower Windsor, York county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act of assembly of said commonwealth, entitled "An Act relating to bounties in the township of Lower Windsor, York county," approved the tenth day of March, one thousand eight hundred and sixty-five, be and the same is hereby re-enacted; and the assessment of taxes heretofore made by the school directors of said township, for the payment of bounties to volunteers and drafted men, be and the same is hereby legalized and made valid, and the collection of all such taxes assessed as aforesaid, and remaining unpaid, may be enforced as in other cases; and the appropriation of moneys realized or to be realized from the collection of said taxes, so as aforesaid levied to the citizens or inhabitants of said township, who may have paid at least the sum of three hundred dollars for substitutes, or for the procuration of substitutes, under the acts of Congress, after being drafted in said township, in the year one thousand eight hundred and sixty-four, shall be deemed and held a good and valid appropriation of said moneys, to the extent of three hundred dollars to each drafted man aforesaid; and all sums of money so paid or to be paid as aforesaid, shall be included in the amount of bounty taxes assessed, levied and collected, or to be collected in said township, and shall be credited in the settlement of the bounty fund by the auditors of said township: *Provided*, That nothing in this act contained shall be construed to annul or interfere with the provisions of the third section of an act of the general assembly of this commonwealth, entitled "A supplement to an act relating to the payment of bounties to volunteers, approved the twenty-fifth day of March, one thousand eight hundred and sixty-four," approved the twenty-fifth day of August, Anno Domini one thousand eight hundred and sixty-four.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1184.

A Further Supplement

To an act passed May sixteenth, one thousand eight hundred and sixty-one, entitled "An Act to authorize the erection of a free bridge over the river Schuylkill, at South street, in the city of Philadelphia," reducing the number of commissioners, and authorizing the taking of land for site of the bridge.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever a vacancy shall occur in the number of the commissioners created by the act to which this is a further supplement, and the several supplements thereto, such vacancy shall not be filled until the number of such commissioners shall be reduced to thirteen, of which number the said commissioners shall thereafter consist.

Vacancies in number of commissioners.

SECTION 2. The said commissioners may take actual possession of any land and property at or near South street, which they may deem necessary for the site of the bridge, after having given ninety days' notice to the owner or owners thereof of their intention so to do, though the compensation or damages for the same may not have been assessed or paid; and the city of Philadelphia shall, thereupon, become liable for the payment of the damages which may be awarded for taking such land and property, as of the date when the said land and property were actually taken into possession, and with interest from that date; before any notice shall be given, as above provided, the said commissioners shall apply to the court of quarter sessions for the appointment of a jury, according to the provisions of law; but the commissioners may agree with the owner of any such land or property as to the price thereof, and the said price and agreement shall be reported to the court of quarter sessions, and when approved by the said court, the same shall be payable by the city of Philadelphia in the same manner as if the damages had been assessed by a jury.

Commissioners may, after notifying owners, take possession of property at South street.

Damages, relative to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1185.

An Act

To confirm the revision of grades in the Twenty-first ward, city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the revision of grades in the Twenty-first ward, city of Philadelphia, as shown upon plan number seventy-two, on file in the department of surveys, as authorized by resolutions of councils, respectively, June sixteenth, one thousand eight hundred and sixty-three, October fifteenth, one thousand eight hundred and sixty-six, October thirty-first, one thousand eight hundred and sixty-six, and December tenth, one thousand eight hundred and sixty-eight, and approved by the board of surveyors, be and the same are hereby confirmed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1186.

A Further Supplement

To the act to incorporate the city of Philadelphia, relating to the appropriations by the councils for school purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whenever, in any year, the select and common councils of the said city of Philadelphia shall fail to pass the appropriation bill for the school department of said city, on or before the first day of December, such failure to make the necessary appropriations for said department for the ensuing year shall be construed and shall be deemed and taken to be a re-

newal of the appropriations of the current year for the year next ensuing.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1187.

An Act

Defining the line of Chestnut street, in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the south line of Chestnut street, between the rivers Delaware and Schuylkill, shall be at the distance of (539) five hundred and thirty-nine feet southward of the south side of Market street: *Provided,* That this act shall not interfere with any buildings now erected on the south side of Chestnut street.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1188.

An Act

To reduce the width of a part of Hamilton street, in the Twenty-fourth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That Hamilton street, between Thirtieth street and the river Schuylkill, be and the same is hereby reduced to the width of thirty feet.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1189.

An Act

Relative to changes of venue.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

How citizens of another state may have venue changed in suits where amount exceeds \$500.

That in any case where a suit is now pending, or may hereafter be brought in any court of this commonwealth, in which there is a controversy between a citizen of this state and a citizen of an other state, and the matter in dispute exceeds the sum of five hundred dollars, exclusive of costs, such citizen of another state, whether he be a plaintiff or defendant, if he will make and file in such state court an affidavit setting forth that he has reason to believe, and does believe, that from local prejudice against himself, or by reason of the local influence of the other party to such suit, he will not be able to obtain justice in such state court, may at any time before the trial of the suit, file a petition in the state court in which said cause is depending, praying the removal of said cause into any adjoining county of the same judicial district, or into any county of any adjoining district; and thereupon it shall be the duty of the court in which such action is pending, to proceed no further with the case; and it shall be the duty of the prothonotary of the court in which such action is pending, to forward to the prothonotary of the court of the county to which such removal is prayed, certified copies of all docket entries, process, pleadings, depositions and other papers pertaining to such suit; and the said copies being entered as aforesaid, in the court to which said case is so removed, the cause shall then proceed in the same manner as if it had been brought there by original process against the defendant or defendants; and any attachment of the goods or estate of the defendant, by the original process, shall hold the goods or estate so attached to answer the final judgment, in

Duty of court in which actions are pending.

Duty of prothonotary.

How suits to be proceeded in after removal.

the same manner as though such final judgment had been rendered by the court from which such original process issued; all copies filed in the court to which such suit shall be removed, shall have the same force and effect in every respect, and for every purpose, as the originals would have had in the court from which such suit shall have been removed.

SECTION 2. That it shall and may be lawful for either party, in any suit or action, real or personal, now pending or that may hereafter be brought in any of the courts of this commonwealth, by or against any incorporated company, to remove the same into the court of any other adjacent county indicated by the president judge of the court in which the suit was originally brought; which suits so removed shall be proceeded in by the proper court, in like manner and subject to like rules and proceedings as if it had remained in the court in which it was originally commenced, and upon final judgment testatum executions may issue as in other cases: *Provided*, That the party so removing shall first take and subscribe an oath or affirmation, to be filed of record with the cause, that such removal is not made for the purpose of delay, but because he firmly believes a fair and impartial trial can not be had in the county in which such suit is brought or originated.

Parties to suits by or against corporations may remove same into court of adjacent county.

How suits to be proceeded in.

Party removing to make oath.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1190.

An Act

To incorporate the village of Washingtonville, in the county of Montour, into a borough.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the village of Washingtonville, in Montour county, shall be and the same is hereby erected into a borough, which shall be a body politic and corporate, and called by the corporate name of the borough of Washingtonville, bounded and limited as follows, to wit: Beginning on the east bank of the Chillis-quaue creek, about fifty feet north of the head race leading to the flouring mill of Henry C. Snyder; thence by said eastern shore, at low water mark, north eight degrees west ninety-

Incorporation.

Name.

Boundaries.

one and five-tenth perches; thence by land of Thomas Butler, north forty-seven and one-half degrees east sixteen perches; thence by original course of said village, south forty-four degrees east one hundred and sixteen perches, to public road leading from said village to Jerseytown; thence by said road, south seventy-eight degrees west one hundred and six perches to the place of beginning.

Powers and privileges.

SECTION 2. That the said corporation, by the name of the borough of Washingtonville, shall have perpetual succession, the right to sue and be sued, to complain and defend in all courts of record and elsewhere, to make and use a common seal, and alter the same at pleasure, and to purchase, acquire, hold, sell and convey real and personal estate.

In what officers powers to be vested.

SECTION 3. The powers of the corporation shall be vested in a chief burgess and town council, composed of three members, and such other officers as may from time to time be authorized by the ordinances or by-laws of the borough council.

Burgess and town council.

SECTION 4. Henry C. Snyder shall act as chief burgess until the second Tuesday in October, one thousand eight hundred and seventy. The following persons shall be members of the borough council: Joseph B. Seidel, until the second Tuesday of October, one thousand eight hundred and seventy; Andrew C. Ellis, until the second Tuesday in October, one thousand eight hundred and seventy-one, and James A. Miller, until the second Tuesday of October, one thousand eight hundred and seventy-two; and annually said borough shall elect a chief burgess to serve for one year, and one person to serve as member of the borough council for the term of three years.

School directors

SECTION 5. The following persons shall be members of the school board: Charles H. Tyerman, until the second Tuesday in October, one thousand eight hundred and seventy; Thomas Zeliff, until the second Tuesday in October, one thousand eight hundred and seventy-one, and James T. Heddens, until the second Tuesday in October, one thousand eight hundred and seventy-two; and annually said borough shall elect one person to serve as school director for the term of three years.

High constable.

SECTION 6. John S. Rishel shall act as high constable of the borough until the second Tuesday in October, one thousand eight hundred and seventy; and annually said borough shall elect one person to serve as high constable for one year.

Election, place of holding, and how regulated.

SECTION 7. That the election under this act shall be held at the public house of James T. Heddens, in said borough, and be regulated, controlled and governed by the laws of this commonwealth regulating boroughs, except as is otherwise provided by this act.

First election.

SECTION 8. That the first election under this act shall be held on the second Tuesday of October, one thousand eight hundred and seventy, by a judge and two inspectors, to be chosen by the qualified electors who may be present at the opening of said election, and the inspectors so chosen shall each appoint one clerk of said election; and at said election there shall be elected one person for judge and two persons for inspectors of elections, one person for assessor, three persons for borough auditors, one to serve one year, one to serve

Election officers, assessors, &c., to be elected

two years and one to serve three years, together with the other officers herein mentioned in this act, or may be by law required.

SECTION 9. The burgess and town council of said borough shall have the care of the poor of said borough, and all the powers and duties of overseers of the poor shall be exercised and performed by them, subject to such penalties for neglect of duty as is provided by the laws of this commonwealth for the care of the poor. Care of poor

SECTION 10. That the burgess and town council of the said borough shall have power to levy and collect taxes in the said borough for borough purposes, and expend the same in accordance with the general laws of this commonwealth regulating boroughs. Taxation for borough purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-eighth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1191.

An Act

To incorporate the Baldwin Mutual Relief Fund Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That James W. Blair, Richard French, Jr., George W. Stine, George G. Robinson, Robert Wallace, J. P. J. Kirkpatrick, Lewis H. French, Issacher Murray, George G. Russell, members of the association called the Baldwin Mutual Relief Fund Association, and those who may hereafter be associated with them, shall be and they are hereby created and declared to be one body politic and corporate, by the name, style and title of the Baldwin Mutual Relief Fund Association, and by the same name shall have perpetual succession, and shall be able to sue and be sued, implead and be impleaded, in all courts of record or elsewhere, and to purchase, receive, have, hold and enjoy, to them and their successors, lands, tenements, rents, annuities, franchises and hereditament, goods and chattels of what nature, kind and quality soever, real, personal or mixed, or choses in action, and the same from time to time to sell, grant, devise, alien or dispose of: *Provided,* That the clear yearly value or income of the necessary houses, lands and tenements, rents, annuities or other hereditaments Corporators.
Title.
Powers and privileges.

and real estate of the said corporation, and the interest of money by it lent, shall not exceed the sum of three thousand (\$3,000) dollars; also to make and have a common seal, and the same to break, alter and renew at pleasure; and also to ordain, establish and put in execution such constitution, by-laws, ordinances, rules and regulations as shall appear necessary and convenient for the government of the said corporation, not being contrary to this charter and the constitution and laws of the United States or of this commonwealth, and generally to do all and singular the matters and things which to them it shall lawfully appertain to do for the well being of the said corporation and the due management and ordering of the affairs thereof.

Authorized to borrow money and issue certificates.

SECTION 2. That the said corporation shall be authorized to borrow any sum of money, not exceeding twenty-five thousand (\$25,000) dollars, and issue certificates of fifty (\$50) dollars each therefor.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1192.

An Act

To enlarge the corporate powers of the Cherry Run and Pittsburg Petroleum Company.

Preamble.

WHEREAS, The Cherry Run and Pittsburg Petroleum Company, a corporation organized under the manufacturing and mining laws of this commonwealth, is possessed of valuable mineral lands situate in Venango and Forest counties in this state:

And whereas, An extension of the corporate powers of said company is desired, not only to enable it to develop said lands but to pay off certain debts heretofore contracted; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the board of directors of the said the Cherry Run and Pittsburg Petroleum Company shall have authority to make a requisition upon the several stockholders thereof, for the payment of such instalments upon the shares held by them as the said board may deem adequate for the payment of the debts

Directors authorized to make assessments on shares of stock.

of the corporation, and the development of its mineral lands, upon giving thirty days' previous notice of such requisition, by an advertisement inserted three times in one paper published in each of the counties of Allegheny, Venango and Franklin; such notice to specify the amount of such instalment per share, and the time and place where the same shall be payable: *Provided however*, That notice of the call for any instalment shall be sent by letter through the post office to stockholders, whose residence may be known to the secretary of the said corporation: *And provided also*, That the gross amount of all instalments required to be paid by the said stockholders, under this act, shall not exceed the sum of ten cents per share.

Notice to be given.

Proviso.

Proviso.

SECTION 2. In case any of the said stockholders neglect, during the said period of thirty days, to pay the amount so as aforesaid assessed on each share of stock, the delinquent stockholder or stockholders shall forfeit his, her or their shares, and shall be concluded, both at law and in equity, by a notification of such forfeiture addressed through the post office, if such address shall be known to the secretary of said company, or otherwise by such notification inserted three times in the newspapers aforesaid; such notice shall state the number of shares forfeited, and the name of the former owner thereof, and shall moreover specify a time and place at which the same will be offered for sale at public auction, at which time and place the said board are hereby authorized to sell the said forfeited stock to the highest bidder; the proceeds of such sale, or so much as is necessary, to be appropriated to the payment of the expenses incurred by such forfeiture and sale, and the said assesment, with lawful interest thereon, and the balance, if any, to be returned to the previous owner of the stock: *Provided however*, That nothing in this act shall be so construed as to prevent any such delinquent stockholder or stockholders from re-purchasing the stock which has thus been previously forfeited.

Forfeiture of shares.

Proviso.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY

No. 1193.

An Act

To secure the grading and macadamizing of Washington avenue, in the county of Allegheny.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the name of the public road or highway commencing at Saw Mill run, near Bell's tavern, in the township of Lower Saint Clair, in the county of Allegheny, and running thence toward Washington county, through the townships of Lower Saint Clair, Scott and Snowden, by Bell's tavern, Hughey's shop, Saint Clair church, Blake Scott's blacksmith shop and Murray's mill, to the bridge across M'Laughlin's run, in Upper Saint Clair township, in the county of Allegheny aforesaid, heretofore known as the Coal Hill and Upper Saint Clair turnpike road, be and the same is hereby declared to be Washington avenue.

Name of certain road declared to be Washington avenue.

Commissioners appointed.

Constituted a body politic.

Rights, privileges, &c.

Election of commissioners.

SECTION 2. That John Gilfillen, Henry Murray, C. S. Fetterman, S. S. Boggs, Frederick Bausman, Robert Boyd and Richard Knowlson, be and are hereby appointed and constituted commissioners of said avenue; and they and their successors are hereby constituted a body corporate and politic, by the name of the commissioners of Washington avenue, and until such time as the board of commissioners hereinafter provided for are elected and duly organized, invested with all the rights, privileges, powers, duties and authority as are hereinafter imposed and bestowed upon the said board of commissioners to be elected regularly annually hereafter; said commissioners to serve without salary.

SECTION 3. That it shall be lawful for the qualified electors of the state of Pennsylvania, owning property situate either in whole or in part within the following limits, to wit: On the south-east side of said avenue from the point of commencement at Saw Mill run, in Lower Saint Clair township, to the north-east corner of Hughey's shop, in said township, within three-fourths of a mile of said avenue; and from the north-east corner of Hughey's shop, aforesaid, to the bridge across M'Laughlin's run, in Upper Saint Clair township, within one mile of said avenue; and on the north-west side of said avenue from the point of commencement at Saw Mill run, as aforesaid, to the south-east corner of Eaton's new store, in Scott township, within one-half of a mile of said avenue; and from the south-east corner of Eaton's new store to the bridge across M'Laughlin's run, aforesaid, within one mile of said avenue, to meet at Alderson's tavern, on said avenue, in Scott township, within thirty days after the governor approves said act, and annually in each and every year thereafter, on the third Friday of April, and elect by ballot seven persons to serve as a board of commissioners, four of which shall constitute a quorum, to serve for one year next ensuing such election;

notice of said election to be given in three of the daily newspapers of the city of Pittsburg, at least once a week for three weeks prior to such election; said election to be held by a judge and two inspectors, to be selected by the commissioners named in the second section of this act in the first instance, and thereafter by the board of commissioners outside of their own body; each qualified elector, as aforesaid, to be entitled to one vote.

SECTION 4. That in order to provide means wherewith to grade, macadamize and put said Washington avenue, as speedily as possible, in good order, repair and condition, it shall be the duty of the said commissioners, provided for by the second section of this act, or of the board of commissioners first elected, within thirty days after their organization, and they are hereby authorized and fully empowered thereto to levy, assess and collect, in the nature of a special tax, the following sum or sums of money, to wit: The sum of six dollars per acre on each and every acre, or fractional part thereof, of the real estate situate on said avenue and on each side thereof, within one-half of a mile of said avenue, from the point of commencement at Saw Mill run, in Lower Saint Clair township, to the bridge across M'Laughlin's run, in Upper Saint Clair township; the sum of four dollars per acre on each and every acre, or fractional part thereof, of the real estate situate between two lines parallel with said avenue, the first thereof being at the distance of one-half of a mile from said avenue, and the second thereof being at the distance of three quarters of a mile from said avenue, on the south-east side thereof, from Saw Mill run aforesaid to the branch of M'Laughlin's run aforesaid, that runs through William Mazoni's farm, and between similar lines on the north-west side of said avenue, from the south-east corner of Eaton's new store, in Scott township, to M'Laughlin's run aforesaid; and the sum of three dollars per acre, or fractional part thereof, of the real estate situate between two lines parallel with said avenue, the first thereof being at the distance of three-fourths of a mile from said avenue, and the second thereof being at the distance of one mile from said avenue, on the south-east side thereof, from the north-east corner of Hughey's shop, in Lower Saint Clair township, to said branch of M'Laughlin's run, and between similar lines, on the north-west side thereof, from the south-east corner of Eaton's new store to M'Laughlin's run aforesaid; the same to be levied and assessed upon the real estate in the several townships aforesaid, situate within the limits aforesaid, and collected from the owner or owners thereof by said commissioners, in the same manner as road taxes are now by law collected in said townships: *Provided however*, That in case the assessments herein provided for are paid promptly to the treasurer, as the instalments thereof are called in, on or before the day specified for the payment thereof, an abatement of five per centum on any such instalments shall be allowed for such prompt payment: *And provided also*, That in all cases where coal and other minerals are owned by persons other than the owners of the surface, such coal and other minerals shall not be liable to be taxed under the provisions

Commissioners authorized to make special assessment on real estate situate on avenue.

Abatements allowed for prompt payment of assessments.

In what cases minerals not liable to be taxed.

In what cases
liens to be filed.

of this act: *And provided further*, If said assessments are not paid within ninety days after they become due, and sufficient personal property cannot be found on the real estate charged, to satisfy the same, then the secretary shall certify the name of owner or owners, the amount of the assessment and a description of the real estate so charged, to the prothonotary of Allegheny county, who shall enter the same as a lien against said real estate, to be enforced in the manner provided for in said county for the collection of taxes on unseated lands.

Secretary and
treasurer to give
security.

SECTION 5. That the secretary and treasurer shall, before entering upon the duties of their offices, enter into bonds, respectively, to the county of Allegheny, for the use of the townships aforesaid, with sufficient securities, to be approved of by the commissioners aforesaid, in such amounts as the said commissioners may deem advisable; which bonds, so approved, shall be filed with the prothonotary of the court of common pleas, for the use and benefit of the townships aforesaid.

Duties of com-
missioners.

SECTION 6. That it shall be the duty of the commissioners named in the second section of this act, and of their successors, the board of commissioners, when elected, to organize immediately by the election of a president, from their own number, and secretary and treasurer, as hereinafter provided, to levy, assess and collect the special assessment provided for in the fourth section of this act, requiring five per cent. thereof to be paid immediately on organization, and the residue in monthly instalments of five per cent. thereof, until fully paid, to grade and macadamize the said avenue in a good and substantial manner by contract; public notice to be given for at least three weeks prior to the letting of the contracts for the length of the avenue; sealed proposals to perform the work on said avenue to be received up to the day of letting the contracts; the contract to be awarded to the lowest and best bidder; work to be commenced within twenty days after letting the contracts, and prosecuted diligently to completion; to further the object of this act, and after said avenue is completed, to appoint annually a road commissioner or superintendent to attend to and keep the same in good order, repair and condition under their supervision and control; to appoint such number of toll collectors, as hereinafter directed, as they may deem necessary, with power to fix the salaries and compensation of such road commissioners or superintendent and toll collectors, and to audit the books and accounts of the secretary and treasurer annually, and report the same, in writing, at the time of the annual election.

Road taxes le-
vied on prop-
erties abutting on
avenue to be
paid to secretary

Proviso

SECTION 7. That all road taxes hereafter levied and assessed by township authorities on the property abutting on said avenue, or through which it may pass, shall be paid over, by the collectors thereof, to the secretary of said avenue, and applied by the commissioners of said avenue to the construction and maintenance thereof: *Provided however*, That none of the road tax assessed on property lying on the south-east side of the old Washington road, between Saw Mill run aforesaid, and the north-east corner of Hughey's shop aforesaid, shall be collected for the use of said avenue.

SECTION 8. That said avenue shall be fifty feet in width, and the grade thereof not greater than four degrees. Width and grade.

SECTION 9. That the board of commissioners are hereby authorized and required, as soon as said avenue is completed, to erect one or more suitable toll-houses and gates, at convenient places on said avenue, and employ suitable persons to collect tolls from all persons using and traveling upon said avenue, at the following rates, (excepting as hereinafter prescribed in the tenth section of this act,) to wit: Commissioners to erect toll houses and gates, and appoint collectors.

For each horse, mule or jack, with or without rider, two cents per mile; for each carriage, wagon, buggy, cart, sulky, sled or sleigh, drawn by one horse, mule or jack, three cents per mile, and for every additional horse, mule or jack used in drawing any such vehicle, one cent per mile; for every four head or less number of cattle, sheep or swine, one cent per mile; for every wagon or other vehicle drawn by one yoke of oxen, four cents per mile, and an additional two cents per mile for every additional yoke of oxen: *Provided however*, That all persons engaged in hauling coal or stone over said avenue shall pay, in addition to the foregoing rates, for every mile or fractional part thereof traveled, the further sum of five cents for each ton or fractional part of a ton of coal in excess of one and one-half tons to each wagon, and five cents per perch for each perch or fractional part of a perch of stone in excess of one perch of stone to each wagon. Rates of tolls.

SECTION 10. That an account be kept with all persons owning and residing upon property situate either in whole or in part within the limits prescribed in the third section of this act, contributing by the assessment prescribed in the fourth section of this act, for the construction of said avenue, in which each person shall be credited with the amount of his assessment, and shall be debited with the amount of tolls chargeable, from time to time, to himself, family and employees; and when the amount of his said tolls shall be equal to the amount of his assessment, he shall thereafter be required to pay tolls in cash, in the same manner and amount as hereinbefore prescribed for other persons using said avenue. Account to be kept with persons residing on properties situate on avenue.

SECTION 11. That said commissioners shall, as soon as possible after the passage of this act, divide said avenue into seven sections or districts of equal length, each of which sections or districts shall be represented in the board of commissioners by one commissioner, to be elected as hereinbefore provided, and to be an owner of real estate in the section or district from which he is elected. Commissioners to divide avenue into districts.

SECTION 12. That it shall be the duty of the board of commissioners, or a majority of them, to appoint one competent person, not of their own body, to act as secretary, who shall give bond as hereinbefore provided for in section fifth, with sufficient sureties, in such sum as the board of commissioners shall designate, for the faithful performance of the duties hereby imposed upon him, and whose duty it shall be to attend all meetings of the board of commissioners, and keep an accurate record of all proceedings of said board of commissioners, in a book provided for that purpose, collect all moneys due said avenue, make out pay rolls, keep a regular set of books, show- Each district to be represented by commissioner.
Secretary and his duties.

ing all the receipts and expenditures of said avenue, and upon what section or district of said avenue said moneys have been expended, collect all tolls from gate-keepers at least once a week, and in connection with the board of commissioners, settle and collect all taxes and other accounts as soon as due, and pay over to the treasurer of said avenue, every week, all moneys in his possession belonging to said avenue; keep a printed check book, with sufficient margin to note the number and purport of the checks, and to deliver to each member of the board of commissioners, at least three days before each meeting, a notice thereof; said notices to be given by order of the president of the board of commissioners, and to state the object of the meeting; the regular meetings shall be held once in every three months, and special meetings at the call of the president or of the quorum of the board.

Meetings of
commissioners.

Treasurer.

SECTION 13. That the board of commissioners shall annually select the president or cashier of a solvent bank, or a private banker, to act as treasurer, he giving bond as hereinbefore provided, and to pay interest on current balances; said interest to be for the exclusive use of said avenue; he to be the only person allowed to pay money out, and that only on checks signed by the president and attested by the secretary, and made payable to order of persons receiving the money.

How payments
to be made.

How moneys to
be applied.

SECTION 14. That all moneys received by the treasurer shall be applied to the construction and repair of the avenue; and if any surplus remains in their hands, the said commissioners, in their discretion, may apply the same to the repairs of any roads leading into said avenue; and that the treasurer's account shall be annually settled by said commissioners.

Settlement of
treasurer's ac-
count.

Commissioners
may enter upon
lands to obtain
materials.

SECTION 15. It shall and it is hereby declared to be lawful for the board of commissioners of said avenue, their agents, employees and servants, to enter upon the land lying along said avenue, for the purpose of procuring timber, stone and other materials, for the construction, completion and maintenance of said avenue, and to pay or allow such reasonable compensation for such materials as may be agreed upon with the owner of such land so entered upon; and in case of failure of said commissioners and owner of said land to agree on the compensation for such materials, so taken, the same shall be referred to three disinterested persons for settlement, and if they cannot agree, then to be settled under the general railroad law, passed nineteenth February, Anno Domini one thousand eight hundred and forty-nine; and that where any change of location shall be made, damages shall be assessed under the general railroad law aforesaid.

Proceedings in
cases of disa-
greement as to
compensation.

Board may
adopt by-laws.

SECTION 16. The board of commissioners of said avenue are hereby authorized and empowered to adopt such by-laws as may enable them to carry out the true intent and meaning of this act.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1194.

An Act

To repeal an act, entitled "An Act to vacate an alley in the city of Reading, Berks county," approved March third, eighteen hundred and seventy.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to vacate an alley in the city of Reading, Berks county," approved March third, eighteen hundred and seventy, be and the same is hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1195.

A Supplement

To the act of March eleventh, one thousand eight hundred and sixty-two, relating to fence viewers in the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the duties required to be performed by the board of surveyors and regulators of the city of Philadelphia, as fence viewers, as provided by the act of March eleventh, one thousand eight hundred and sixty-two, shall be performed by the building inspectors of said city, who shall have authority to fix the prices to be paid for the erection or repairs of said fences, or may come under their official inspection, and they shall receive a fee of three dollars in each case, to be paid by the applicant for the view.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1196.

An Act

Relative to the qualifications and powers of road jurors in the city of Philadelphia.

Qualifications
of jurors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That hereafter jurors in road cases, appointed by the court of quarter sessions of the city of Philadelphia, must be citizens of good repute, owners of real estate, and residents of the ward in which the street to be acted upon by them is located, and they must not hold any office of profit under the several courts, councils, mayor, departments, or commissions of the city of Philadelphia, nor shall any person be appointed on a second jury until the first shall have made their award.

Powers of jurors

SECTION 2. The powers of the jury appointed by said court of quarter sessions shall continue until they shall have reported on the subject matter for which they were appointed, although a term or terms of the court may intervene.

BUTLER B. STRANG,

Speaker of the House of Representatives

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The sixth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1197.

A Further Supplement

To an act incorporating the city of Scranton.

Mayor and coun-
cils may issue
bonds for fund-
ing debt, erect-
ing jail, &c.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the mayor and councils of the city of Scranton are hereby authorized, for the purpose of funding the floating debt of said city, and constructing a jail, station houses,

lock-ups and such other buildings necessary for the uses of said city, to issue bonds for not exceeding seventy-five thousand dollars, at a rate of interest not exceeding seven per cent., with or without coupons, no bond to be less than fifty dollars, and to be payable at such time as said councils shall appoint, not exceeding twenty years; the interest on said bonds may be made payable annually or semi-annually, and the principal and interest, or any portion thereof, may be made payable in Philadelphia or New York, at the discretion of said councils; and within five years the said councils shall provide for the payment of the bonds herein authorized, by the creation of a sinking fund, either by the special appropriation of particular revenues or by a special tax annually, or by both, which shall be invested in United States stock, the bonds of this State or the bonds herein authorized; and for the purpose of consolidating the existing debt of said city, so as to be uniform with the debt herein authorized, it shall be lawful for the said councils to issue such additional bonds, of the description herein authorized, as may be necessary to pay and cancel all outstanding loans of said city, either at or before the maturity of the same: *Provided*, No bond shall be sold or exchanged for any city indebtedness for less than par, or that a greater rate than par be allowed for said city bonds in exchange.

Councils to provide for payment of bonds by creation of sinking fund.

May issue bonds to pay outstanding loans.

Proviso.

SECTION 2. That the said mayor and councils are hereby empowered to change and convert the building, by adding thereto, situate upon the property purchased by the commissioners named in the original charter of said city, into a work house and jail or city prison, and otherwise provide for the reception and detention of all offenders that may be committed thereto; and in case of the conviction of offenders in the mayor's court of the city of Scranton, and where the sentence shall not exceed the term of six months, said offender or offenders shall be sent to the said city prison; and the said mayor and councils are further empowered to purchase lots and erect station houses, lock-ups and necessary buildings for the fire department, not to exceed three in number: *Provided*, That one thereof shall be located in the territory formerly known as the borough of Providence, one thereof in Hyde Park, and the other in the old borough of Scranton.

Mayor and councils may convert certain building into city prison.

What offenders to be sent to city prison.

Mayor and councils may purchase lots and erect station houses, &c.

SECTION 3. That upon the application, by petition, of a majority in interest of the taxable citizens of any ward in said city, the said mayor and councils shall have authority to make improvements and appropriations for the special benefit of such ward, and to assess and collect the same, by a special tax on such ward, exceeding in no case one half of one per cent. on the dollar of valuation.

Improvements and appropriations for benefit of wards, relative to.

SECTION 4. The mayor of the said city shall have exclusive control and general supervision of the police, but no expense shall be entailed upon the city without the consent of said councils: *Provided*, That when any ward is desirous of having a paid police, the same may be granted upon the petitions of the citizens thereof, and at the expense of said ward.

Mayor to have exclusive control of police.

Paid police.

SECTION 5. In case where appropriations shall be made by the councils to any ward for streets or general repairs within

How appropriations for streets or general repairs to be expended.

its boundaries, the same shall be expended under the direction of the commissioner and councilmen representing said ward.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1198.

An Act

To annex a certain farm in Brush Valley township, Indiana county, to the borough of Mechanicsburg, for the purposes of taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That so much of the farm now owned and occupied by Jacob Clark, as lies in the township of Brush Valley, Indiana county, adjoining the borough of Mechanicsburg, be and the same is hereby attached to the said borough of Mechanicsburg for school and all other purposes of taxation.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1199.

An Act

To authorize the borough of Shamokin, in the county of Northumberland, to borrow money and increase the rate of taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the burgess and town council of the borough of Shamokin, in the county of Northumberland, are hereby authorized and empowered to borrow, in the name and upon the faith and credit of said borough, such sum or sums of money, not exceeding in the aggregate sixteen thousand dollars, upon the following terms: For the year of one thousand eight hundred and seventy, not more than six thousand dollars; for the year of one thousand eight hundred and seventy-one, not more than four thousand dollars; for the year of one thousand eight hundred and seventy-two, not more than four thousand dollars; for the year one thousand eight hundred and seventy-three, not more than two thousand dollars, and to issue bonds of indebtedness therefor under the proper seal of said borough, attested by the chief burgess and clerk of the town council, in sums not less than fifty dollars each, payable at such time as the said town council shall determine, not exceeding twelve years from the date of issue, at a rate of interest not exceeding seven per centum per annum; which interest shall be paid annually to the bondholders: *Provided*, That such money, when borrowed, shall be applied to paying off the present indebtedness of the borough of Shamokin, and in repairing, improving and draining the streets and highways of the same.

Burgess and council authorized to borrow money and issue bonds therefor.

How borrowed money to be applied.

SECTION 2. That the chief burgess and council of the said borough of Shamokin are hereby authorized and empowered to levy and collect, on all property subject to taxation for borough purposes, a borough tax not exceeding ten mills on the dollar of valuation in any one year.

Taxation for borough purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1200.

An Act

To extend the provisions of an act, entitled "An Act to provide for the payment of damages caused by the construction, repair and use of the North Branch canal, in the county of Wyoming, to lands of James Bunnell," approved April sixth, one thousand eight hundred and sixty-nine, to lands of Edward Herrick, in the county of Bradford, and to allow George C. Hill and William Kingsley to institute proceedings to recover compensation for the construction of bridges along the line of said North Branch canal.

Provisions of
act extended.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act approved April sixth, one thousand eight hundred and sixty-nine, entitled "An Act to provide for the payment of damages caused by the construction, repair and use of the North Branch canal, in the county of Wyoming, to lands of James Bunnell," be and the same are hereby extended to the lands of Edward Herrick, in the county of Bradford; and the said Edward Herrick shall have the same right to commence or institute proceedings, in the courts of Bradford county, that the said James Bunnell was entitled in the courts of Wyoming county; and the defendants, or company, shall also be entitled to all the rights and privileges to which they were entitled under the provisions of the act to which this is a supplement.

George C. Hill
and William
Kingsley may
institute pro-
ceedings.

SECTION 2. That George C. Hill and William Kingsley, of Bradford county, are hereby empowered to institute proceedings in like manner as provided in this act, and the act to which this is a supplement, in the courts of Bradford county, to recover compensation for labor, or labor and materials, in the construction of bridges along the line of the said North Branch canal.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1201.

An Act

To incorporate the Girard Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Phaon Albright, R. S. Shriver, H. K. Hartzell, Aaron Eisenhart, Tilgh. Mertz, Charles Eckert and their successors, be and they are made and created a corporation and body politic, by the name and style of the Girard Savings Bank. and by that name shall so continue until the first day of April, Anno Domini one thousand eight hundred and ninety, and by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend in courts of law and equity, or in any place whatsoever, and to make, have and use a common seal, and the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the city of Allentown, in the county of Lehigh: *Provided*, That a misnomer of the said corporation in any instrument shall not vitiate the same, if the intent of the parties can be clearly ascertained: *And provided further*, That nothing in this act shall be so construed as to exempt the said corporation from the operation of the laws of this commonwealth prohibiting the issuing of bank notes.

Corporators.

Name.

Limitation.

Powers and privileges.

Location.

Misnomer.

Prohibition.

SECTION 2. That the business of said corporation shall be to receive money on deposit from time to time, such sums of money not less than fifty cents, as may be offered by miners, laborers, clerks and mechanics, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in the stocks or bonds of any city or borough, authorized to be issued by any act of the legislature of this commonwealth, or in other stocks, or in bonds and mortgages, promissory notes with approved security or indorsement, and other approved and valid securities; the said corporation shall receive all sums of current money that may be offered as aforesaid, and shall invest the same in manner aforesaid, as soon as practicable; they shall allow to the depositors such rate of interest upon the deposits as may be agreed upon: *Provided however*, That the same shall not exceed the rate fixed upon by the trustees as hereinafter provided; and they shall pay the amounts deposited, with interest thereon or any part thereof, not less than fifty cents, to the depositors, at the place of doing business of said corporation, at any time during business hours on demand: *Provided however*, That not more than twenty-five dollars shall be required to be paid to any one depositor upon any one day, unless a written notice of the sum intended to be demanded

Business.

Interest upon deposits.

Payment of deposits.

Notice required where amount exceeds \$25.

shall have been given at least ten judicial days before the time when such payment is desired to be made.

Real estate. SECTION 3. That the real estate which it shall be lawful for the said corporation to hold, shall be only such as is requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase, either at judicial sale or otherwise, to secure debts due them ; and that in all cases of loans upon real estate, the expenses of searches, examinations of certificates and recording papers, shall be paid by the borrower.

Expenses of searches, &c., to be paid by borrower. SECTION 4. That the persons named in the first section, or a majority of them, shall elect by ballot five persons, either from among those named in this act, or others, to be the first trustees of the said corporation ; that vacancies by death, resignation or otherwise, shall be filled by the board of trustees as soon as practicable, by an affirmative vote of a majority of their number, by ballot ; that the said trustees shall elect, from among themselves, a president and vice president, and shall appoint such other officers as they may deem necessary ; that a majority of said trustees shall form a quorum ; and that the affirmative vote of a majority of them shall be requisite to authorize the sale or transfer of securities, or the appointment of any officers receiving compensation ; that the president, vice president or any trustee, or any officer or servant of said corporation, shall not directly or indirectly borrow the funds of the said corporation, or any part thereof, in any other manner than that hereinbefore provided, except for the payment of the necessary expenses, under the direction of the trustees ; that the said trustees shall meet regularly at least once a month, and that any trustee omitting to attend the said regular meetings for six consecutive months, may, by a vote of the board, be declared to have vacated his office ; that the said trustees shall have power to enact by-laws not contrary to the constitution of the United States, the constitution of this commonwealth, or the provisions of this act, and to alter the same from time to time as they may deem expedient.

Election of trustees. Vacancies. Officers. Quorum. Sale or transfer of securities, &c. Officers not to borrow funds. Meetings of trustees. By-laws.

Interest, rate of, &c. SECTION 5. That the trustees, at their monthly meeting in January in each year, shall regulate the rate of interest upon deposits ; that interest shall not be allowed to any depositor until his deposits amount to one dollar, the interest to be calculated by calendar months only ; that deposits made by minors or married women may be repaid to them, and their receipt, order or check shall fully discharge the said corporation from any further claims for the sums so repaid.

Deposits by minors or married women. Capital to be raised for security of depositors. SECTION 6. That for the security of the depositors of said institution it shall be the duty of the persons named in the first section, and such other persons as may become members of this institution, previous to the granting of letters of incorporation, to raise and form a capital of not less than fifty thousand, nor more than two hundred thousand dollars, in shares of fifty dollars each, and paid in as shall be required by the board of trustees ; and that twenty thousand dollars shall be actually paid in before commencing business ; the trustees of the said corporation may increase the capital stock

Increase of capital stock.

thereof, as they shall from time to time elect, to an amount not exceeding two hundred thousand dollars: *Provided*, That the stockholders, at the time of such increase, shall each be entitled to a *pro rata* share of such increase, upon the payment of the par value thereof, said right to be forfeited if not availed of within twenty days of the time fixed for the subscription by public notice; all of which capital stock shall at all times be liable to the depositors, for the amount of their deposits, and the interest accruing thereon; the shares to be transferable on the books of the institution, in such manner as may be designated by the by-laws of said institution.

Proviso.

Capital stock
liable to depos-
itors.
Shares transfer-
able.

SECTION 7. That it shall be the duty of the trustees in the month of January of each year to report to the legislature the aggregate amount of deposits on hand, with the interest that has accrued thereon, and as often as they may deem proper, make and declare a dividend of the interests and profits of said corporation, after paying its expenses and reserving a fund for contingencies, and the same pay over to the stockholders or their legal representatives within ten days thereafter, and to make a full exhibit of the affairs of the said institution, according to the acts of the general assembly in such cases made and provided.

Trustees to re-
port to legisla-
ture.

Dividends.

SECTION 8. That the officers and agents of said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that the books of the corporation shall at all times during business hours be open for the inspection and examination of such person or persons as the legislature may appoint for that purpose, and the said corporation be subject to the supervision and control of the court of common pleas of the county of Lehigh and the supreme court of Pennsylvania, according to the provisions of the constitution of this commonwealth and the several acts of assembly.

Officers and
agents to give
security.
Books to be open
for inspection.

Subject to.

SECTION 9. The stockholders of this corporation shall meet at their regular place of business on the second Tuesday in January, of each year, and elect five trustees to act for the ensuing year; said trustees when duly elected shall have the same power to elect a president and vice president, appoint all necessary officers and do and perform all other business incumbent upon them as trustees of this corporation; each stockholder shall be entitled to one vote for each share of stock, and can vote either personally or by proxy.

Annual election
for trustees.

Votes.

SECTION 10. That said corporation shall pay into the treasury of this commonwealth such bonus and taxes as are now assessed upon such corporations, and such other taxes as may hereafter be required by law.

Bonus and taxes

SECTION 11. The stockholders shall be personally liable to an amount equal to the capital stock of this corporation, in addition to said capital.

Personal liabili-
ty of stock-
holders.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The ninth day of May, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 1202.

An Act

- To incorporate the Mechanics' and Laborers' Association of Gouldsboro', Luzerne county.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Daniel M'Asey, James M'Asey, V. H. Zacharias, John M. Keiser, Pat. M'Asey, John M'Asey, Wm. Leonard and C. F. Colwell, and their successors, be and are hereby created a body politic, by the name, style and title of the Mechanics' and Laborers' Association of Gouldsboro', and by such name and title shall have perpetual succession, and be capable in law of suing and being sued, pleading and being impleaded, and of purchasing, holding, granting and receiving, in its corporate name, property, real, personal and mixed: <i>Provided,</i> That the said company shall not hold at any time any greater amount of land than permitted by the laws of this commonwealth, and shall have a common seal for the making and delivering of all legal acts and proceedings, the same to break or alter at pleasure.
Title.	
Powers and privileges.	
By-laws, rules and regulations.	SECTION 2. That the said association shall have power to make all necessary by-laws, rules and regulations for the government of the same: <i>Provided always,</i> That such by-laws, rules and regulations, or any of them, shall not be contrary to the constitution of the United States, the constitution of Pennsylvania, or to this charter.
Officers.	SECTION 3. It shall be lawful for the said association to make and constitute, for the government of the same, such officers as they may deem proper, whose term of office shall expire on the first day of March in each and every year.
Membership.	SECTION 4. No person who is not a citizen of the United States and of Pennsylvania, and a resident of the county of Luzerne, shall become a member of this association.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1203.

An Act

Supplementary to the several acts relating to the borough of Berwick,
in the county of Columbia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the number of town councilmen to be hereafter chosen at elections in the borough of Berwick, Columbia county, shall be six; and that all elections in said borough for the choice of borough officers, and for the choice of directors of common schools, and all appointments and elections to fill vacancies in the offices of said borough, shall be according to the fourth and fifth sections of the act to define the limits and to organize the town of Bloomsburg, approved fourth of March, one thousand eight hundred and seventy: *Provided however,* That this section shall not apply to the choice of inspectors of election for said borough.

Number of town councilmen.

Elections for borough officers and school directors.

SECTION 2. That it shall be lawful for the burgess and town council of said borough to borrow any sum or sums of money, not exceeding, in the whole, the sum of ten thousand dollars, at a rate of interest not exceeding six per centum per annum, and to issue obligations therefor, signed by the burgess or other chief executive officer of said borough, payable not more than ten years from date, and redeemable after five years, or a part thereof at an earlier date, which loan shall be known as the school loan of said borough, and the moneys arising therefrom shall be devoted exclusively to the purposes mentioned in the third section of this act; the said loan, and the securities therefor, shall not be liable to taxation in the hands of the holders thereof, except for state purposes.

Burgess and council may borrow money and issue bonds.

Loan and securities taxable only for state purposes.

SECTION 3. That the aforesaid loan shall be devoted to the purchase of a lot or lots of ground in said borough, and to the erection thereon of buildings for the use of common schools, under contracts to be made by the school directors of said borough, and approved by the town council thereof; all payments and disbursements made from the said school loan, as well as all moneys received on account thereof, shall be separately, and fully and accurately stated by the town treasurer, whose accounts thereof shall at all times be open to the inspection of any tax-payer of said borough, and shall be settled from time to time under the direction of the town council, who shall require, from the said treasurer, adequate security for the safe keeping and due disbursement of the said fund.

How loan to be used.

Treasurer to account for moneys received.

Council to require security from treasurer.

SECTION 4. The school directors of said borough may sell the building therein, known as the old academy building, causing the same to be wholly removed from its present situation, and vacating, for public use, the space occupied thereby, but

School directors may sell old academy building.

Proceeds to constitute part of school loan fund

such contract of sale shall be subject to the approval of the town council; and the proceeds of sale shall be paid into the hands of the town treasurer, and constitute a part of the aforesaid school loan fund, to be accounted for and disbursed by him under proper security, as provided in the third section of this act.

Orders upon fund.

Annual statements to be published.

SECTION 5. Orders upon the said school loan fund may be drawn by the president of the board of school directors of said borough, under the direction and by authority of said board, for the purpose of outlay mentioned in the second section of this act, but for no other purpose whatever; and annual statements of the administration of said fund, and of the amount and condition of the said school loan, shall be published under the direction of the town council, in one newspaper published in said borough.

Council may levy special tax for payment of loan and interest thereon.

SECTION 6. The town council of said borough may in any year, prior to the re-payment of the school loan hereby authorized, impose a special tax upon the property, real and personal, in said borough liable to taxation for school purposes, not exceeding ten mills on the dollar of the valuation of such property, to provide for the payment of interest becoming due on said loan, and for the re-payment thereof or any part of the same; and the said taxes shall be collected as other borough taxes are collected, and shall be paid to the town treasurer, who shall keep due account thereof, and pay out the same upon orders drawn upon him by the burgess or other chief executive officer of said borough: *Provided however,* That any such rate of special taxation, exceeding five mills upon the dollar, shall be agreed to and fixed by at least five votes in the town council.

May make provision for temporary investment or deposit of fund.

SECTION 7. Pending the administration of the school loan fund hereby authorized, (including taxes received under the provisions of the last preceding section,) the town council may make provision for the temporary investment or deposit of the said fund, or any part thereof, and for securing interest thereon to be added to said fund; but such temporary deposit or investment shall be upon due security first had and obtained for the re-payment of the same when required.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirteenth day of May, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1204.

An Act

To repeal an act relative to the payment of taxes on unseated lands, approved November nineteenth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the provisions of an act, entitled "An Act relative to the payment of taxes on unseated lands," approved November nineteenth, one thousand eight hundred and sixty-nine, be and the same are hereby repealed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

I do certify, the bill, entitled "An Act to repeal an act relative to the payment of taxes on unseated lands," approved November nineteenth, one thousand eight hundred and sixty-nine, which has been disapproved by the governor and returned with his objections to the House in which it originated, was agreed to by two-thirds of the House of Representatives on April fifth, one thousand eight hundred and seventy, and that the foregoing is the act agreed to by the said House.

BUTLER B. STRANG,

Speaker of the House of Representatives.

Attest—JAS. L. SELFRIDGE,

Clerk House of the Representatives.

I do certify, that the bill, entitled "An Act to repeal an act relative to the payment of taxes on unseated lands," approved November nineteenth, one thousand eight hundred and sixty-nine, which has been disapproved by the governor, and returned with his objections to the House of Representatives, in which it originated, was approved by two-thirds of the Senate, on the sixth day of April, one thousand eight hundred and seventy, and that the foregoing is the act so agreed to by the Senate.

CHARLES H. STINSON,

Speaker of the Senate.

Attest—GEO. W. HAMERSLY,

Clerk of the Senate.

No. 1205.

An Act

For the paving of part of Montgomery street, city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That within sixty days after the passage of this act, the select and common council of the city of Philadelphia shall enter into contract for the immediate paving of Montgomery street, between Broad and Eighteenth streets, the expense of the same to be paid as respects the intersections, by the city, and on the building front, by the respective property holders in the usual manner.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1206.

An Act

To protect timber lands from fire.

Preamble.

WHEREAS, It is important to the people of the state that timber lands should be protected from fire, which, owing to malicious conduct and carelessness of individuals, is causing vast havoc to the young growing timber, especially upon our mountains; therefore,

County commissioners to appoint persons to institute prosecutions, and extinguish fires,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be the duty of the commissioners of the several counties of this commonwealth to appoint persons under oath, whose duty it shall be to ferret out and bring to punishment all persons who either wilfully or otherwise cause the burning of timber lands, and to take measures to have such fires extinguished where it can be done; the expenses thereof

to be paid out of the county treasury, the unseated land tax to be the first applied to such expenses.

SECTION 2. That the provisions of the act of ninth of April, one thousand eight hundred and sixty-nine, entitled "An Act to prevent the firing of mountains and other wild lands in the county of Union," and of this act, be and the same is hereby extended to the counties of Schuylkill, Lehigh, Berks, Lycoming, Centre, Snyder, Luzerne and Union.

Act of 9th April, 1869, extended to certain counties

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1207.

An Act

To provide for opening and extending Mervine street, in the Twenty-eighth ward of the city of Philadelphia.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Mervine street shall be continued and opened of the width of fifty feet, from the north side of Diamond street to the south side of Susquehanna avenue, midway between Eleventh and Twelfth streets, in the Twenty-eighth ward of the city of Philadelphia; and all damages to property owners, for opening said street, shall be assessed and paid as now provided for by existing laws.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1208.

An Act

To authorize turnpike, plank road and canal companies to issue bonds and secure the same by mortgage, and to abandon portions of their roads and lines for public use.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That authority is hereby given to any corporated turnpike, plank road or canal company to issue bonds for any amount, not exceeding the amount of the authorized capital stock, payable at such period and bearing such rate of interest, not exceeding seven per cent., as the board of managers or directors shall determine, and to secure the same by one or more mortgages upon the whole or any part of their corporated property, real and personal, rights and purchases, acquired and to be acquired, and to sell and dispose of or exchange the same on such terms and conditions as to such board may seem needful: *Provided however,* In the end that any of said company shall hereafter become lawfully merged with any other company owning any connecting road or line, the lien of any mortgage, executed in pursuance of the authority herein contained, shall extend to and become a lien upon such road or line so merged, subject, however, to any prior existing lien thereon; and any such company may and is hereby authorized to abandon for public use, such portions of their roads or lines of improvement as may be deemed by such board unnecessary to be kept open for public use: *Provided however,* At least two-thirds of the stockholders of such company approve and consent to the same: *And provided further,* That nothing herein contained shall be construed so as to authorize the abandonment of any part of the North Branch canal, north of Wilkesbarre, or of that part of the Pennsylvania canal on the Juniata river, east of Huntingdon; and that the said company or companies are hereby authorized to build the necessary dams and structures, and substitute slackwater navigation instead of canal, whenever in the judgment of the board of directors the same may be deemed expedient: *Provided,* The provisions of this act shall apply only to such works as are owned, operated or managed by the Pennsylvania railroad company, or the Pennsylvania canal company.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1209.

An Act

To establish an independent school district out of parts of Wyoming and Susquehanna counties.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act the territory within the bounds in the county of Susquehanna, made up of the residences and farms of the following named persons: M. B. Lyman, C. R. Davis, D. L. Sheldon, Elijah Lyman, David Daily, M. E. Parsonage, James H. Lyman, A. B. Sheldon, George H. Sheldon, Willis Walker, Jacob Decker, E. B. Lyman, Wm. Avery, J. B. Avery, J. V. Newell, N. G. Sherman, — Vough, Thomas More, John Lyman, Landis Lyman, together with Denison Lott, David Amey, J. B. Harding, H. A. Spencer, William Langley, in the township of Lemon, Wyoming county, Pennsylvania; also, R. H. Atkinson, G. C. Lyman, J. A. Lyman, F. S. Lyman, in Washington township, in Wyoming county, shall be and the same is hereby erected into a separate and independent school district, to be known as the Lymanville independent school district; and the school directors elected therein, shall have all the powers and jurisdiction over said territory as full and ample as if the same had been erected out of one county, with the right to levy, collect and receive all moneys due for school tax on the aforesaid farms.

Name.

Powers of school directors.

SECTION 2. The qualified voters of said independent school district shall meet annually at the school house in said district, on the first Monday in April, for the purpose of electing school directors; notice of said election shall be given by the secretary of the board of directors, by at least three written or printed notices posted up in said district ten days before any such election; at the first election held there shall be elected two persons to serve as school directors for three years, two persons to serve as school directors two years, and two persons to serve as school directors one year.

Election of school directors.

SECTION 3. The school directors of Springville, Lemon and Washington townships, shall have power and are hereby required to exonerate all the taxes of every kind that may be levied for school purposes, on the property and farms of the above named inhabitants and territory, and that their farms and property shall hereafter be liable to assessment for school purposes in the independent school district hereby created.

School directors, certain townships, to exonerate taxes levied on property in district.

SECTION 4. At the first election held under this act, A. B. Sheldon shall give the notice thereof and act as judge, and David Amey and G. C. Lyman shall act as inspectors; and the returns of said election for directors shall be made to the clerk of the court of quarter sessions of Wyoming county, and like returns shall be made of every subsequent election

Who to conduct elections.

Returns.

held by the officers conducting the same; and that the president, treasurer and clerk of the board of directors shall hereafter constitute the board of election for said independent school district

Territory attached to Wyoming county for school purposes.

SECTION 5. The whole of the territory included in the first section of this act, for all school purposes, shall be attached to the county of Wyoming; and the jurisdiction of the several courts of Wyoming county shall be extended over the whole of said independent school district, and the power and duties of the superintendent of schools of Wyoming county shall extend over the same, as fully as if it had been created entirely out of the territory of Wyoming county.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1210.

An Act

Incorporating the Sharpsville and Wheatland and Sharon and Greenfield railway.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Thomas J. Porter, M. C. Trout, James Pierce, E. A. Wheeler, J. M. Irvine, Jonas Pierce, J. Westerman, J. J. Spearman, Frank Allen, S. Runser, John W. Hyde, Joseph King, Samuel Kimberly, Peter Kimberly, John Phillips, D. M. M'Masters, Samuel Hanson, John P. Reed, James C. Nolan, N. L. Williams, C. G. Carver, W. O. Leslie and Edward Clark, and their associates, successors and assigns, are hereby created and constituted a body politic and corporate in law and in fact, by the name, style and title of the Sharpsville, Wheatland, Sharon and Greenfield Railroad Company, and by the said name, style and title, shall have perpetual succession, and be capable in law and equity to sue and be sued, plead and be impleaded, to have and use a common seal, and the same to alter, modify and renew at their pleasure, to make by-laws, rules and regulations for the government and management of the affairs of said company, and shall be capable of purchasing, leasing, taking and holding real or personal estate, or both, for the purposes of this company, and the same to sell, assign,

Title.

Powers and privileges.

exchange and mortgage or otherwise dispose of by and with the consent of a majority of the stockholders in this company, and shall have all the rights, privileges, franchises and immunities belonging and appertaining to a corporation, and the right of doing all and every matter and thing which a corporation may lawfully do.

SECTION 2. That the capital stock of this corporation shall consist of three thousand shares of fifty dollars each: *Provided*, That this company shall have power, by a majority vote of the stockholders convened for that purpose, to increase their capital stock as much as in their opinion shall or may be necessary to carry out the full and true intent and purposes of this act. Capital stock.

SECTION 3. That the corporators herein, or any five of them, are hereby authorized and empowered to open books of subscription to the capital stock, at such times and places and under such regulations as they may determine; when not less than five hundred shares shall have been subscribed the corporators shall, by public notice of ten days, call a meeting of all the stockholders, who out of their number may elect a president, treasurer and five directors, who shall hold their offices for one year and until their successors shall be elected and qualified, and the same shall be elected annually; when ten dollars on each share subscribed shall have been paid to the treasurer, then this corporation by its officers shall have power to survey, lay out and construct a railroad from such point in the village of Sharpsville, Mercer county, Pennsylvania, as shall be most eligible, south through the borough of Sharon, to the Wheatland furnaces; said road to cross State street, in said borough, at its intersection with Sharpsville street, or any more suitable point; and said corporation shall have power to lay out and construct one or more branches to said road, in and through any of the streets of the borough Sharon, as may be deemed best, from and to such point as may be determined upon: *Provided*, This corporation shall not alter the grade of any streets fixed by the borough authorities, and shall keep as much of the same as they shall use in proper repair; and this corporation shall also have power to lay out and construct a branch of said road, to be known as the Greenfield branch, commencing at the main stem, in the borough of Sharon, and be constructed up Pine run, or other suitable route, to Keel Ridge, and thence to Greenfield, Mercer county, Pennsylvania, by such routes and branches as shall accommodate the greatest number of coal mines and passengers: *Provided*, The gauge of said road shall not be less than four feet and four inches; this corporation, in accomplishing the purposes herein authorized, shall have power to construct turnouts, bridge canals, cross and run along public highways or other railroads, purchase the right of way or take the same from private individuals, by paying a fair and just compensation for the same, purchase, have and hold real estate, and erect thereon such buildings, stations, grounds and eating houses and improvements of all kinds, as may be necessary for the purposes of this company, and purchase all the necessary equipments, engines, horses Subscriptions to capital stock.

Election of president, treasurer and directors.

Construction of railroad authorized.

Branches.

Not to alter grades of streets

To keep streets in repair.

Greenfield branch.

Gauge.

May construct turnouts, hold real estate, &c.

and purchase all the necessary equipments, engines, horses

and cars for the conveyance of passengers, produce and coals over said road and branches, by either steam or horse power, and to fix rates of fare and freights.

May construct road at one time or in parts.

May continue main stem to Middlesex borough.

May issue bonds

Officers to be elected annually.

Votes.

Board of management.

SECTION 4. This corporation may construct the whole of said road at one and the same time, or may construct it in parts from time to time as may be consecutively profitable, and may at any time continue the main stem down and into the borough of Middlesex, in said county; and in order to facilitate the immediate construction of said road and branches, this corporation shall have power to issue bonds and raise any sum of money they may deem necessary for the purpose of carrying out the object of this act: *Provided*, That no bond shall be issued for a less sum than fifty dollars, and at a rate of interest not exceeding ten per centum per annum.

SECTION 5. That the officers aforesaid shall be elected annually, at such times, by ballot, as shall be fixed in the by-laws; and in all elections and votes by the stockholders each share shall entitle the holder to one vote, either in person or by proxy; the said officers and directors shall constitute a board of management, who shall have authority to fix the amount, and require of the treasurer a bond for the faithful performance of his duties, employ all superintendents, agents and other employees who may be necessary, and do all manner of things to carry out the purposes of this act; and this corporation is hereby authorized and empowered to do and perform any and all things and acts and business which may be necessary for the success and profit of this corporation, the same as though they were severally herein set forth and specially granted: *Provided*, The same be not contrary to the constitution and laws of the United States or of this commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The second day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1211.

An Act

Supplementary to an act, entitled "An Act incorporating the city of New Castle, in the county of Lawrence," approved February twenty-fifth, one thousand eight hundred and sixty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the mayor of said city, in addition to the powers heretofore conferred upon him, shall have also the powers and jurisdiction in all civil matters, suits and proceedings, including the acknowledgment of deeds and administration of oaths, as now are or hereafter may be conferred on the aldermen of said city, and shall give bond with sureties to be approved and recorded in like manner as the bonds of such aldermen.

Jurisdiction of
mayor in civil
proceedings.

To give security.

SECTION 2. He shall be liable and subject to the same account, proceedings and penalties, as justices of the peace now are or hereafter may be by the laws of this commonwealth.

Subject to.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

— Speaker of the Senate.

APPROVED—The seventeenth day of June, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1212.

An Act

To incorporate the Titusville and Centreville Plank Road Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That F. H. Weed, P. T. Witherup, Titus Ridgeway, William O. Hyde, P. H. Powers, John Ridgway, Joseph T. Chase, Reuben Rogers and Washington Winton, be and any five of them are hereby appointed commissioners to open books, to receive subscriptions and organize a company, by the name, style and title of the Titusville and Centreville Plank Road Company, with power to construct a road with plank, timber, stone or other hard material, commencing at the city of Titusville, in the of Crawford, and running thence via Oil Creek borough, Gray's Mills and Tryonville, to Centreville, in said county, and by that name shall have perpetual succession and all the privileges of a corporation, and of suing and being sued, and all other matters and things which a corporation may lawfully do; and shall have power to increase the capital stock if necessary to carry out the objects of this act.

Commissioners.

Title.

Construction of
road authorized.

Powers and
privileges.

SECTION 2. That the capital stock of said company shall consist of five hundred shares of one hundred dollars each; and whenever fifty shares shall have been subscribed, a meeting may be called by any five of the stockholders, giving ten days' notice of the same by publication in one newspaper in the city of Titusville, for the election of one person as presi-

Capital stock.

Election of
president and
directors.

dent and five persons as directors, who shall hold their office for one year and until their successors shall be elected.

May use county bridges, and public streets or roads.

Court to appoint viewers to view and vacate roads used.

When gates may be erected and tolls collected.

Rates of toll.

May borrow money and issue bonds.

May fix fines to prevent wagons from damaging road.

Repeal.

SECTION 3. That it shall be lawful for the said company to make use of any county bridge on the line of the route of their road, and also use the whole or any part of any public street or road; and the court of quarter sessions of Crawford county shall appoint viewers to view and vacate such parts of any public road as shall be used or rendered unnecessary by the construction of the said company's road, as is provided by the general road laws of this commonwealth in the cases of roads which have become useless.

SECTION 4. That as soon as said company shall have completed their road to a point known as Weed's hotel, in Oil Creek borough, it shall be lawful for said company to erect toll-gates and collect tolls, charging for two horses and wagon and other vehicles, et cetera, for said distance, twenty-five cents, tollable *pro rata*, taking rates established in an act regulating turnpike and plank road companies, approved the twenty-sixth day of January, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as they are hereby altered or supplied.

SECTION 5. That the said company shall have power to borrow money at any rate of interest not exceeding eight per centum per annum, for the purpose of completing their road, and issue bonds therefor and secure the same by mortgage of their road and franchises, and to fix and collect such fines as they deem necessary to prevent wagons from being left standing on the tracks, rough-locking on the road and otherwise damaging said road.

SECTION 6. That all laws inconsistent herewith are hereby repealed.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1213.

An Act

Authorizing the burgess and town council of the borough of Mount Washington, Allegheny county, to borrow money for street improvement purposes.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the burgess and town council of the borough of Mount Washington, in the county of Allegheny, be and they are hereby authorized to borrow, for the use of said borough, a sum of money not exceeding ten thousand dollars, and to issue the bonds of the aforesaid borough as security for the said loan, with interest thereon at a rate not exceeding eight per centum per annum: *Provided*, That the said loan shall be applied to the improvement of the highways of said borough: *And provided further*, That said bonds shall be issued in sums not less than one hundred dollars each, payable in ten years, and be exempt from taxation for county, municipal or school purposes.

Burgess and council authorized to borrow money and issue bonds therefor.

Proviso.

Proviso.

SECTION 2. That the special tax authorized by the act, entitled "A supplement to an act incorporating the borough of Mount Washington, in the county of Allegheny, approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-six," approved the twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-nine, be continued and applied to the payment of the interest and said bonds, and to providing a sinking fund for the payment of the principal thereof.

Special tax authorized by former act, continued.

BUTLER B. STRANG,

Speaker of the House of Representatives.

H. JONES BROOKE,

Speaker of the Senate *pro tem*.

APPROVED—The sixth day of July, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 1214

An Act

To take the sense of the people of Jefferson county upon the question of a prohibitory liquor law.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That for the purpose of ascertaining the sentiment of the people of Jefferson county upon the question of a prohibitory liquor law, it shall be lawful for the qualified voters of said county, at the next general election hereafter, to express their preference by ballot; the ballots shall be labelled upon the outside, "prohibitory law," and on the inside shall contain the words, "for a prohibitory law," or "against a prohibitory law;" and said ballots shall be received and counted upon the returns of election, as provided for by law in the case of elec-

tion of county officers; and a certificate of the result of said election shall be filed, by the board of return judges, in the office of the prothonotary of the court of common pleas of Jefferson county; and the election officers shall be subject to the same penalties, as to the reception of illegal votes or other misbehavior in office, as are provided for by the general election laws of the commonwealth.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of July, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

RESOLUTIONS

PASSED SESSION OF EIGHTEEN HUNDRED AND SEVENTY.

No. 1.

Joint Resolution

To pay the expenses of the committee in the contested case of Geisz
vs. Forsyth.

Resolved by the Senate and House of Representatives, That the state treasurer be directed to pay to each member of the committee on the contested election case of Geisz *vs.* Forsyth, city of Philadelphia, the sum of three hundred dollars in full for their expenses while attending to their duties; and the sum of six hundred dollars to John Powers, clerk to said committee, in full for services and mileage while in attendance upon said committee.

H. C. JOHNSON,

Speaker of the House of Representatives *pro tem.*

JAMES L. GRAHAM,

Speaker of the Senate *pro tem.*

APPROVED—The twenty-fifth day of February, Anno Domini
one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 2.

Joint Resolution

Requesting Congress to legislate against the obstruction of the navigation of the Ohio river, by the construction of bridges over said river.

WHEREAS, The Ohio river is the only channel through which the coal and bulky products of western Pennsylvania can cheaply reach the consumer in the south and west:

And whereas, The government of the United States, in order to render less dangerous the navigation of said river, and thereby stimulate inland commerce between all the points connected with the great system of navigable rivers termina-

ting at the Gulf of Mexico, have made liberal appropriations to remove all natural obstructions between the source of the Ohio and Louisville :

And whereas, The Baltimore and Ohio Railroad Company are constructing two railroad bridges across said river between Pittsburg and the mouth of the Big Sandy, which will greatly and permanently obstruct the navigation thereof, by the present and only economical mode of transporting coal over said river :

And whereas, Two large steamers and a great number of laden coal barges have already been wrecked and lost by reason of unavoidable collision with the unfinished piers of said bridges ; therefore,

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That our senators are hereby instructed, and our representatives in Congress requested, to urge upon Congress the great necessity of enacting such laws as will prevent the completion of said bridges, and the construction of other bridges across said river, unless said bridges shall have one span over the main channel or water way at least four hundred feet in the clear, and in all other respects be made conformable to the importance and necessities of said river commerce.

Resolved, That a committee of three members of the Senate and five members of the House of Representatives be appointed to visit Washington, in conjunction with a committee from the coal exchanges of Pittsburg, Cincinnati and St. Louis, to urge upon Congress the subject of the foregoing resolutions, without expense to the state.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of February, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 3.

Joint Resolution

Relative to pay of the Scull Findlay committee.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the state treasurer be directed to pay to each member of the committee in the contested election case of Scull vs. Findlay, from the Somerset senatorial district, the sum of three

hundred dollars, in full for their expenses while attending to their duties ; and to Edward Scull, the sum of six hundred dollars for his time and expenses ; and to H. J. Mason, clerk to said committee, the sum of six hundred dollars, in full for services and mileage while attending upon said committee.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 4.

Joint Resolution

To pay the expenses of the inauguration of Governor John W. Geary, January eighteenth, Anno Domini one thousand eight hundred and seventy.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That a sum not exceeding nineteen hundred dollars, or so much thereof as may be necessary, be and the same is hereby appropriated out of the state treasury, to pay the expenses incurred by the joint legislative committee of arrangements in the inauguration of Governor John W. Geary for his second term ; the said amount to be paid by the state treasurer to the persons entitled to receive the same, upon presentation of their respective claims, properly approved and certified by the chairman of the joint legislative committee of arrangements.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The eighth day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 5.

Joint Resolution

To pay the clerk to the committee to investigate whether any improper use has been made of the funds of the state.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the sum of six hundred dollars is hereby appropriated to pay the clerk of the committee appointed by the House of Representatives to investigate whether any improper use has been made of the funds of the state, to be paid on the order of the chairman.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 6.

Joint Resolution

Providing for the payment of the committee in the contested election case, *Graham versus Mooney*.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same, That the speaker of the House of Representatives be authorized and required to draw his warrant on the state treasurer in favor of each of the members of the committee in the contested election case of *Graham against Mooney*, for the sum of three hundred and fifty dollars each, and to John W. Boileau, clerk of the said committee, the sum of eight hundred dollars.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 7.

Joint Resolution

To pay the stenographer employed by the finance committee of the Senate in the state treasury investigation.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the state treasurer be directed to pay to the stenographer employed by the finance committee of the Senate, investigating the state treasury management, on the order of the chairman thereof, the amount appropriated to a transcribing clerk.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 8.

Joint Resolution

Relative to granting relief to soldiers and widows of the war of eighteen hundred and twelve.

Be it resolved, (If the House of Representatives concur,) That our senators in Congress are instructed, and our representatives requested, to use every honorable means within their power to secure the passage of the bill granting a pension to soldiers and widows of soldiers of the war of eighteen hundred and twelve.

Resolved, That the governor be requested to forward copies of this resolution to our senators and representatives in Congress.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 9.

Joint Resolution

For the payment of the expenses of Alexander J. Diamond, the contestant for a seat from First senatorial district.

Resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the state treasurer be and he is hereby authorized and required to pay to Alexander J. Diamond, the contestant for a seat in the Senate from the First senatorial district, the sum of one thousand dollars, for his expenses in the said contest.

BUTLER B. STRANG,
Speaker of the House of Representatives.

CHARLES H. STINSON,
Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 10.

Joint Resolution

To pay the expenses of the committee in the contested election case of Diamond vs. Watt, and to pay H. C. Demming and Robert C. Graham.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, (if the House concur,) That the state treasurer is hereby directed to pay to each member of the committee on the contested election case of Diamond vs. Watt, the sum of six hundred dollars, and to the clerk, twelve hundred dollars; and that the chairman of the committee be authorized to draw his warrant on the state treasurer for the expenses of the sergeant-at-arms and witnesses in the case; and to H. C. Demming, the sum of two hundred dollars, clerk to the judiciary system general, in reference to House bill, No. 721, entitled "An Act relative to the collection of taxes in the

city of Philadelphia," and five hundred dollars for Robert C. Graham, contestant in the case of Graham vs. Mooney.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 11.

Joint Resolution

To provide for the payment of the costs in the Scull vs. Findlay contested elected case, and also in the state treasury investigation.

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the state treasurer be authorized and directed to pay to Hiram Findlay and Andrew M. Rambo, the costs in the Scull vs. Findlay contested elected case, as certified to in their respective bills, by the chairman of the select committee drawn to try the case; and to pay to Edward Scull, the costs of his witnesses in the said case, upon vouchers to be passed in the usual manner by the auditor general; and that the state treasurer be also authorized and directed to pay to Andrew M. Rambo, sergeant-at-arms of the Senate, the sum of two hundred and seven dollars and twenty-seven cents, for services in subpœnaing witnesses and mileage in the state treasury investigation, one hundred and seventy-four dollars and eighty cents, for the payment of the witnesses.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 12.

Joint Resolution

For the payment of four hundred dollars to Andrew M. Rambo, for attendance on the select committee in the contested election case of Wm. W. Watt.

Be it resolved by the Senate and House of Representatives of the State of Pennsylvania, in General Assembly met, That the state treasurer be and he is hereby authorized and directed to pay to Andrew M. Rambo, four hundred dollars out of the contingent fund, for services to the select committee in the contested election of W. W. Watt.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and seventy.

JNO W. GEARY.

No. 13.

Joint Resolution

For the protection of the rights of corporations chartered by this commonwealth.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the attorney general of this commonwealth be instructed to commence proceedings against all corporations which have constructed, or may hereafter construct, railroad or telegraph lines within this state without authority of law: *Provided,* That this act shall not apply to telegraph lines used by corporations solely for their private purposes.

BUTLER B. STRANG,

Speaker of the House of Representatives.

CHARLES H. STINSON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

No. 14.

Joint Resolution

Congratulatory relative to appointment of A. G. Curtin Minister to Russia.

WHEREAS, His Excellency the President of the United States has appointed Andrew Gregg Curtin, the former chief magistrate of this commonwealth, to a high and responsible position in the representation at the court of the ruler of the European nation, whose boast it is that he has always been a friend of the United States of America :

Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, That the best wishes of the members of this assembly be conveyed to His Excellency Andrew Gregg Curtin, Minister Plenipotentiary and Envoy Extraordinary of the United States, at Saint Petersburg, Russia, for his restoration to health, so much impaired by his heroic and constant labors in behalf of this commonwealth, and that he has and always will receive the grateful assurances of the high regard and esteem in which he is held by his fellow citizens, without regard to partisan views, on account of the noble and self-sacrificing spirit displayed by him alike in the hours of victory and defeat, and the fidelity with which he executed the solemn and responsible trusts committed to his hands by his fellow citizens.

Resolved, That the secretary of the commonwealth be requested to forward, to Andrew Gregg Curtin, a copy of the above preamble and resolutions properly engrossed.

BUTLER B. STRANG,

Speaker of the House of Representatives.

HARRY WHITE,

Speaker of the Senate *pro tem.*

APPROVED—The seventh day of July, Anno Domini one thousand eight hundred and seventy.

JNO. W. GEARY.

APPENDIX—1859.

No. 1215.

An Act

To incorporate the Union Cemetery Association of the borough of Lebanon and its vicinity.

Incorporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Titus T. Worth, Amos R. Boughter, Josiah Funck, Anthony S. Ely, William M. Breslin, Samuel P. Shours, James W. Ebur, John G. Snively, Jacob Weidle, George Gleim, Samuel Behm, Charles E. Rohland, Samuel P. Kendell, John Light, of Samuel, Abraham Sherck, George Hoffman, Edward A. Uhler, Samuel Reinoehl, with such other persons as they may associate with them, and their successors, be and they are hereby created a body politic and corporate in law, by the name, style and title of the Union Cemetery Association, and by that name shall have perpetual succession and be able to sue and be sued in any court of law or equity, and may have and use a common seal, and the same at their pleasure alter and renew, and shall have power to purchase, have, hold and enjoy, to them and their successors, any real estate which they may purchase in the vicinity of Lebanon, for the purpose of establishing said cemetery: <i>Provided,</i> That the whole quantity of real estate, to be held by them as a corporation, shall not exceed thirty acres; and the said corporation shall have authority to receive gifts or bequests for the purpose of ornamenting or improving said cemetery, and to hold such personal property as may be deemed necessary to carry out the objects of this act.
Title. Powers and privileges.	SECTION 2. That the affairs of said corporation shall be conducted by a president and five managers, who shall be elected by a majority of the votes of the members of the corporation, on the first Monday of November, in each and every year; and in case no election shall be held at the time aforesaid, the officers of the preceding year shall continue in office until an election shall be held; the said president and managers shall fill all vacancies which may occur in their own body, and shall have power to lay out and ornament the grounds purchased for said cemetery, to erect such buildings thereon as may be proper and necessary for the enjoyment of the same, to lay out, sell and dispose of burial lots, to appoint all necessary officers and fix their several duties and compensation, and to make such by-laws, rules and regulations as they may deem proper for conducting the affairs of the corporation, for the government of lot-holders and visitors to the cemetery, and for the transfer of lots and the evidence thereof.
Election of president and managers	
Vacancies. Powers of presi- dent and mana- gers.	

SECTION 3. That every lot conveyed in said cemetery shall be held by the proprietor for the purpose of sepulture alone, transferable with the consent of the majority of the managers, and shall not be subject to attachment or execution; that said exemption from attachment or execution shall not extend to more than four lots held by one individual; that no street or highway shall hereafter be laid out through said cemetery without the consent of the association.

Lots, for what purpose held, &c

Streets not to be laid out.

SECTION 4. That all the money realized by the sale of lots shall be appropriated to the payment of the purchase money of said cemetery land, enclosing and improving the grounds, ornamenting, repairing and maintaining said cemetery, and for the purpose of erecting such buildings as may be deemed necessary, and paying expenses incident thereto.

Moneys realized by sale of lots, how appropriated.

SECTION 5. That each lot-holder shall become a member of the association, and have one vote at any election which may be held for managers or other purposes; that until an election shall be held under the provisions of this act, the persons hereby incorporated shall be the managers of the corporation; should any of the above named corporators refuse to serve, those who do serve shall have the power to appoint persons in their room and stead.

Lot-holders to become members.

Corporators to be managers until election.

W. C. A. LAWRENCE,
Speaker of the House of Representatives.

JNO. CRESSWELL, Jr.,
Speaker of the Senate.

APPROVED—The thirtieth day of March, Anno Domini one thousand eight hundred and fifty-nine.

WM. F. PACKER.

APPENDIX—1860.

No. 1216.

An Act

To incorporate the Mutual Live Stock Insurance Company of Philadelphia and Bucks counties.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Watson Comly, Thomas James, James Thornton, Jesse G. Webster, Edmond G. Harrison, John Wildman, Joseph Canby, William Emslie, Richard Hulme, Jesse L. Stackhouse, Jonathan Knight, Pierson Mitchell and John G. Spencer, and all other persons who may hereafter associate with them in the manner hereinafter prescribed, shall be a body politic and corporate, by the name of the Mutual Live Stock Insurance Company of Philadelphia and Bucks counties, and by that name shall have perpetual succession, and may sue and be sued, and hold, purchase, receive and convey real and personal estate, (with the limitations hereinafter specified,) and may use a common seal, and alter or change the same at pleasure, make by-laws, not inconsistent with any existing laws, for the management of its property and the regulation of its affairs.
Name.	
Powers and privileges.	
Additional powers.	SECTION 2. That in addition to the general powers and privileges of a corporation, as the same are declared by the foregoing section, the corporation hereby enacted shall have the full power, on behalf of said corporation, to make all and every insurance appertaining to or connected with life risks of the members, horses, mules and domestic animals of whatsoever kind or nature the same may be, and to make, execute and perfect such and so many contracts, bargains, agreements, policies and other instruments as shall or may be required; and every such contract, agreement and policy, to be made by said corporation, signed by the president and attested by the secretary, and also shall be signed by the party insured; and the president and directors are hereby empowered to have made and provided a seal, with such device as they may deem proper, to be used by them, as the common official seal of the company.
Membership.	SECTION 3. That all persons who shall hereafter become insured in the said corporation, and also their heirs, executors and administrators, continuing to be insured in said corporation, as hereinafter provided, shall thereby become members for and during the period they shall remain so insured, and no longer.

SECTION 4. That the corporate powers of said company shall be exercised by a board of thirteen directors, and such officers and agents as they shall appoint ; the persons named in the first section of this act, or a majority of them, shall constitute the board of directors of said company until the first Monday in January next, or until others are elected in their stead ; and the members of the company shall meet annually upon the day before-mentioned, or some other day, as a majority of them shall determine, and at such time and place as the board or directors shall determine, who shall give at least twenty days' notice of the same, in not less than two papers in Bucks county, to elect directors of the ensuing year, to hear the statement of the affairs of the company, and for the transaction of business.

Exercise of corporate powers.

Corporators constituted directors until election.

Annual meeting of members.

SECTION 5. That every election for directors shall be by ballot, to be decided by a majority of votes cast ; each member shall have one vote ; the board of directors shall appoint three members, not directors, as tellers of the election.

Election of directors.

SECTION 6. That the board of directors shall choose a member of the board to act as president, and shall annually appoint a secretary, treasurer, appraiser and such other officers and agents as they shall deem necessary ; they shall fix their salaries and fees, and shall have power to remove their officers or agents, and supply vacancies, and also to fill vacancies in the board until the next election ; a majority of the board shall constitute a quorum.

Directors to select officers, &c.

SECTION 7. That every person who shall become a member of said company, by effecting insurance therein, shall, before he receives his, her or their policy, deposit for such insurance his, her or their promissory note for such a sum of money as shall be determined by the directors ; a part not exceeding ten per centum of the amount insured to be paid in cash, and annually an interest on said note as may be fixed by said directors, not exceeding six per centum ; the said deposit note shall be payable in part or whole at any time when the directors shall deem the same requisite for the payment of losses by death, of any property insured by accident or disease, and such incidental expenses as shall be necessary for the transaction of the business of the said corporation ; and at the expiration of the time of insurance, the said note or such part of the same as shall remain unpaid, after deducting all losses and expenses during said time, shall be relinquished and given up to the maker thereof ; no premium so paid shall ever be withdrawn from said company.

Deposit of promissory note.

Payments on note.

Note to be given up at expiration of time of insurance.

SECTION 8. That suits of law may be maintained by said corporation, against any of its members, for any cause relating to the business of said corporation, against any of its members ; also suits at law may be prosecuted and maintained by any member against the said corporation for losses by death of his, her or their horses, mules or other domestic animals insured in said company, if payment is withheld more than sixty days after the company is duly notified of such loss.

Suits.

SECTION 9. That the real estate which it shall be lawful for said corporation to purchase, receive, hold and convey, shall

Real estate.

be such as shall be required for its immediate accommodation in the convenient transaction of its business.

For what purposes money may be drawn from funds.

Where sums to be assessed on insurances.

SECTION 10. That no money shall be drawn from the funds of said company for the purpose of making dividends or profits, nor for other purposes than first to defray the current or incidental charges of the corporation, and then for the purpose of paying such damages as any member of said company or insurer may be justly entitled to; and when the just demands of any insurer in said company or member thereof shall exceed the amount of its available funds on hand, such sum as shall be necessary to pay the same shall, without unnecessary delay, be assessed by any three of the directors appointed by the president on the insurances, each member to pay in proportion to the amount he has insured, and publish the same; and any of the members of the company shall pay into the hands of the treasurer his, her or their proportionable parts of such rates, within sixty days after such publication as aforesaid, and in default thereof shall be proceeded against according to the provisions of this act and the by-laws made by said corporation.

Losses.

SECTION 11. That all and every of the members of this company who shall sustain any loss by the death of his, her or their horses, mules or other domestic animals insured in said company, shall give notice to three of the nearest residents, being directors of this company, who shall with as little delay as possible examine and assess said damages and report the same to the president and secretary within ten days from the time of their receiving notice; the said president or secretary shall immediately after receiving said report, and ascertaining the sum which said parties shall be lawfully entitled to, make provisions and payment as herein specified.

Statement of affairs.

SECTION 12. That within thirty days after any annual meeting, it shall be the duty of the officers of the company to cause to be made and published in at least two newspapers, one of which shall be in Bucks county, and one in Philadelphia county, a general balance statement of the affairs of said company. Such statement shall contain: First, the amount of premiums received, and the amounts derived from interest on loans or investments during the same period: Second, the amount of the expenses of the company during the same period: Third, the amount of losses incurred during said period and the balance remaining with said company. The business of the corporation shall be carried on at such place, in the county of Bucks or Philadelphia, as the board of directors shall determine.

Business, where to be carried on.

Issue of policies.

SECTION 13. That no policy shall be issued by the corporation until application be made for the insurance of ten thousand dollars.

JOHN M. THOMPSON,
Speaker of the House of Representatives *pro tem*.

WM. M. FRANCIS,
Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty.

WM. F. PACKER.

No. 1217.

An Act

To incorporate the Dime Savings Institution of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That George P. Weistling, E. M. Pollock, W. A. Cathcart, Albert Hummel, H. A. Kelker, Abner Rutherford, Henry Felix, H. C. Fahnestock, Doctor George Bailey, and their successors, be and they are hereby made and created a corporation and body politic, by the name and style of the Dime Savings Institution of Harrisburg, and by that name shall have perpetual succession, and by law be capable to hold and dispose of property, to sue and be sued, plead and be impleaded, answer and defend in courts of law and equity, or in any other place whatsoever, and to make, have and use a common seal, and the same to alter and renew at pleasure, and generally to do every act and thing necessary to carry into effect the provisions of this enactment and promote the object and design of this act of incorporation, to be located in the borough of Harrisburg and county of Dauphin: *Provided*, That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained: *And provided further*, That nothing in this act contained shall be so construed as to confer upon the said corporation banking privileges, or so as to exempt the same from the operation of the laws of this commonwealth prohibiting the issuing of bank notes or engagements of credit in the nature thereof.

SECTION 2. That the business of the said corporation shall be to receive on deposit, from time to time, such sums of money, not less than ten cents, as may be offered by boatmen, tradesmen, clerks, mechanics, laborers, servants, minors, married women and others, and to invest the same in the stocks of this commonwealth or of the United States, or in stocks and bonds of any city authorized to be issued by any act of the legislature of this commonwealth, or in other stocks, or in bonds and mortgages and other approved and valid securities; the said corporation shall receive all sums of money that may be offered as aforesaid, and shall invest the same in the manner aforesaid as soon as practicable; they shall allow to the depositors interest upon the deposits, to be regulated by the trustees as hereinafter provided; and they shall pay the amounts deposited, with the interest thereon, or any part thereof, not less than ten cents, to the depositors at the place of business of the said corporation, at any time during business hours on demand: *Provided however*, That not more than twenty-five dollars shall be required to be paid to any one depositor, upon any one day, unless a written notice of

Corporators.

Name.

Powers and privileges.

Misnomer.

Prohibition.

Business.

Interest to depositors.

Payment of deposits.

Notice required where amount exceeds \$25.

the sum intended to be demanded shall have been given at least ten judicial days before the time when such payment is desired to be made, unless by special agreement made at the time of depositing.

Real estate.

SECTION 3. That the real estate which it shall be lawful for the said corporation to hold shall be only such as is requisite for the accommodation and convenient transaction of their business, and such as they may find necessary to purchase either at judicial sales or otherwise to secure debts due to them.

Election of trustees.

SECTION 4. That the persons named in the first section of this act, or any five of them, shall elect by ballot five persons from among those named in this bill to be the first trustees of the said corporation; no person to be considered elected unless he shall have received the affirmative vote of at least four of the said corporators; that vacancies by death, resignation or otherwise, shall be filled by the board of trustees as soon as practicable, by an affirmative vote of at least three of their number, at any election held by ballot; that the said trustees shall select from among themselves a president and vice president, and shall appoint such other officers as they may deem necessary; that three of the said trustees shall form a quorum, and that the affirmative vote of at least three shall be requisite to authorize the sale or transfer of securities, or the appointment of any officer receiving compensation;

Vacancies.

Officers.

Quorum.

Sale or transfer of securities, &c.

Officers not to borrow funds.

that the president, vice president or any trustee, or any officer or servant of the said corporation, shall not directly or indirectly borrow the funds of the said corporation, nor any part thereof, nor use the same nor any part thereof, in any other manner than that hereinbefore provided, except for the payment of the necessary expenses under the direction of the board of trustees; that the said trustees shall meet regularly at least once a month, and that any trustee omitting to attend the said regular meetings for six successive months, may, by a vote of the board, be declared to have vacated his office; that the said trustees shall have power to enact by-laws not contrary to the constitution of the United States, the constitution of this commonwealth, or to the provisions of this act, and to alter the same from time to time as they may deem expedient.

Meetings of trustees.

By-laws.

Interest, rate of &c.

SECTION 5. That the trustees shall regulate the rate of interest upon the deposits and publish the same annually, which shall at no time be less than three per cent.; that interest shall not be allowed to any depositor until his deposit amounts to five dollars, the interest to be calculated by calendar months only, and no interest to be allowed for the fraction of a month; that deposits made by minors or married women may be repaid to them, and their receipts shall discharge the said corporation from any further claims for the sums so repaid.

Deposits by minors or married women.

Capital to be raised for security of depositors.

SECTION 6. That for the security of the depositors of the said institution, it shall be the duty of the persons named in the first section, and such others as may become members of the institution previous to the granting letters of incorporation, to raise and form a capital of not less than five nor more than fifty thousand dollars, in shares of twenty-five dollars

each, which capital shall at all times be liable to the depositors for the amount of their deposits and the interest accruing thereon; the shares to be transferable on the books of the institution, in such manner as may be designated by the by-laws of said institution. Shares transferable.

SECTION 7. That it shall be the duty of the trustees aforesaid, in the month of January in each year, to report to the legislature the aggregate amount of deposits on hand, with the interest which has accrued thereon, and as often as they may deem proper, make and declare a dividend of the interests and profits of said corporation, after paying its expenses and reserving a fund for contingencies, and the same pay over to the shareholders or their legal representatives within ten days thereafter, and to make a full exhibit of the affairs of said institution, according to the acts of the general assembly in such case made and provided. Trustees to report to legislature.
Dividends.

SECTION 8. That the officers and agents of the said corporation shall give such security for their fidelity and good conduct as the board of trustees may require; that in all cases of loans upon real estate the expenses of searches, examinations and certificates, and recording papers, shall be paid by the borrower; that the books of the said corporation shall, at all times during business hours, be open for the inspection and examination of such person or persons as the legislature shall designate or appoint as agents for that purpose; that the said corporation shall be subject to the supervision and control of the court of common pleas of the county of Dauphin and the supreme court of Pennsylvania, according to the provisions of the constitution of this commonwealth, and the several acts of assembly conferring equity jurisdiction upon the said courts. Officers and agents to give security.
Expenses of searches, &c., to be paid by borrower.
Books to be open for inspection.
Subject to.

SECTION 9. That each and every person, upon entering upon the discharge of the duties of trustee, in pursuance of this act, shall be required to execute a bond to the commonwealth of Pennsylvania, in such amount as the court of common pleas of Dauphin county shall fix, to be filed with the prothonotary of said court, and conditioned for the faithful keeping and appropriation of all such sums of money as shall be placed in charge of said Dimes Savings, whether as deposits or shares of stock: *Provided*, That said court of common pleas may at any time require the amount of security of said bond to be enlarged. Trustees to give bonds.

• JOHN M. THOMPSON,
Speaker of the House of Representatives *pro tem*.

WM. M. FRANCIS,
Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty.

WM. F. PACKER.

No. 1218.

An Act

To incorporate the American Artisans' Aid Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.

That J. Alexander Simpson, H. E. Wallace, J. W. Stokes, J. L. Gihon, Jno. Tash, J. M. Graeff, R. Farrell, and their successors and associates, be and are hereby incorporated and constituted a body politic, in fact and in law, by the name, style and title of the American Artisans' Aid Association, and shall have perpetual succession of the same, with all the rights, privileges and immunities incident to corporations, to have a common seal, and alter the same at pleasure, to make all necessary by-laws not inconsistent with the laws of the United States or of Pennsylvania, to establish agencies, and to do all such other things as may be requisite or proper to encourage inventors, mechanics and others to extend the knowledge and promote the introduction of useful inventions, designs, discoveries and processes.

Title.

Powers and privileges.

Officers.

SECTION 2. There shall annually be elected five managers, a president, a secretary and a treasurer, who shall have charge of the affairs of the company, subject to this act and the by-laws of the company.

Capital stock.

SECTION 3. The capital stock shall consist of one thousand shares, of fifty dollars each, with the right to increase the same to any sum not exceeding two hundred thousand dollars, by a vote of three-fourths of the stockholders; and the company shall have a right to issue certificates of indebtedness in sums not less than one hundred dollars each, payable at such time after the date thereof as the parties receiving the same may assent to.

Certificates of indebtedness.

May offer premiums for inventions, advance money to inventors, &c.

SECTION 4. That the company may from time to time offer such rewards or premiums as they may see proper for the invention or improvement of implements, machinery and of the useful arts, may advance to inventors, their assignees or agents, such sum or sums of money as may be necessary to enable them to make experiments or improve their inventions and obtain patents therefor, and may receive and hold assignments of the said patents or other property as security for the payment of the sums advanced, subject to such conditions as may be agreed on by and between the said company and the parties to whom such advances may be made.

May dispose of patents and establish agencies

SECTION 5. That the said company shall also have the power to sell or otherwise dispose of any patents that may be assigned to and become its property as fully as the patentees themselves could do; and they may likewise establish agencies for the sale of rights to use all patented inventions or improvements by whomsoever obtained, on such terms and con-

ditions as shall be agreed upon between the said company and the patentees or their assignees.

SECTION 6. That the said company shall pay a bonus into ^{Bonus.} the treasury of the commonwealth of one half of one per centum on the capital stock of said company and upon any increase thereof, payable in four equal annual instalments, the first payment to be made in one year from the date thereof.

JOHN M. THOMPSON,

Speaker of the House of Representatives *pro tem.*

WM. M. FRANCIS,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty.

WM. F. PACKER.

APPENDIX—1866.

No. 1219.

An Act

To incorporate the Clarion County Mutual Fire Insurance Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Robert Thorne, T. B. Barber, David Lawson, W. L. Corbett, J. T. Hendman and J. M. Alexander, and such other persons as are or may be associated with them under the authority of this act, being citizens of the commonwealth of Pennsylvania, their successors or assigns, are hereby made a corporation, by the name of the Clarion County Mutual Fire Insurance Company, with its business office to be located in the borough of Clarion, in the county of Clarion; and they and their successors are hereby made a body politic and corporate in law with all the legal incidents of a corporation aggregate: <i>Provided,</i> That they shall not have power to hold a greater amount of real estate than is necessary for the use of the corporation in the transaction of the business thereof, or such as shall be taken for or in security of debts; nor shall the yearly income thereof exceed two thousand dollars; nor shall any by-laws be repugnant to this instrument, to the constitution of the United States, or to the constitution of this commonwealth.
Name. Office.	
Real estate.	
Managers.	SECTION 2. The power of this association shall be vested in thirteen managers, to be chosen by ballot annually, on the first Monday of May, at an annual meeting of the company to be held for that purpose in the borough of Clarion aforesaid; and each member shall be entitled to one vote in person or by proxy.
Membership.	SECTION 3. Each insurer in said company shall be a member thereof during the term of his or her policy, and no longer.
General meet- ings.	SECTION 4. General meetings of this company shall be held annually on the first Monday of May, and also whenever called by the board of managers, or whenever requested by twenty members in writing; three weeks' notice shall be given of all general meetings, as well as of the annual elections, published once a week in two newspapers published in the county of Clarion; and the members shall, at all such general meetings, pass all by-laws, rules and regulations necessary for the well government of the affairs of the corporation, or vest the power so to do in the board of managers; all elections shall be by ballot, and each member entitled to one vote; the election shall be conducted by three judges, who shall be chosen by the members present for that purpose, and who shall certify
By-laws, rules, &c.	
Elections.	

under their hands the result of said election, which certificate shall be filed with the papers of the corporation; the managers for the time being shall choose from their own number a president, and also from time to time, as it may be necessary, appoint a treasurer and secretary, and such other agents and officers as may be necessary, and fix their respective fees and salaries, and require such bonds for the faithful discharge of the duties assigned as may be deemed necessary, or the interest of the company require; and shall have full power to suspend, remove or displace any such officer or agent of the company, and supply any such vacancy which may happen by death, removal or resignation of any of their own members, until the next election; and they shall, at the annual meeting of the members, present to the company a general statement of its affairs.

Officers and agents.

Statement of affairs.

SECTION 5. The president and managers shall have full power, on behalf of said corporation, to make insurances against losses by fire, storm or hurricane, on any house, tenement, manufactory, barn or other buildings, and goods, wares, merchandise and effects, and household furniture therein, and on hay, grain and other agricultural products in barn, stacks or otherwise, and on farm implements, and generally on all kinds of goods, wares and merchandise, and upon live stock stabled in the buildings insured, except, however, books of accounts, bills, bonds, notes, ready money, jewels, plate, paintings, engravings and large manufactories, and to make, execute and perfect such and so many contracts, bargains, agreements, policies and other instruments as shall or may be necessary and as the nature of the case shall require; and every such contract, agreement and policy, to be made by the said corporation, signed by the president and attested and signed by the secretary, and also shall be signed by the party insured; and the president and managers are hereby empowered to have made, and procure a seal with such device as they may deem proper, to be used by them as the common official seal of the company.

Power to make insurances.

Seal.

SECTION 6. It shall be lawful for said company to employ and improve all moneys received by them, and the profits thereof, in the purchase of any grounds rents or mortgages, state or United States bonds or securities, or in any loans on good and sufficient security; and no money shall be drawn from the funds of said company for the purpose of making dividends or dividing profits, nor for other purposes than first to defray the current or incidental charges of the corporation, and then for the purpose of such damages as any member of said company or insurer may be justly entitled to; and when the just demand of any insurer in said company and member thereof shall exceed the amount of its available funds on hand, such sums as shall be necessary to pay to the same, shall, without unnecessary delay, be assessed by any three of the board of managers appointed by the president on the insurances, each member to pay in proportion to the amount he has insured, and publish the same; and all and every of the members or insurers of the company shall pay into the hands of the treasurer, his, her or their proportionable part of such rates, within forty days after such publication as aforesaid; and in

Investment of funds.

For what purposes money to be drawn from funds.

Assessments.

default of such payment, he, she or they, and every of them, making such default therein, shall forfeit and pay double the said rates, and neglecting to pay the said forfeiture for fifty days more, may by the managers for the time being be excluded and debarred from any benefit, and all advantage from his, her or their insurances respectively, and all right to the stock, profits or dividends of this company, and shall, notwithstanding said forfeiture, be liable to said rates, pursuant to his, her or their covenants and agreements.

Losses.

SECTION 7. All and every of the members of this company who shall sustain any loss by fire, storm or hurricane, shall give immediate notice to the president of the company, who shall appoint a committee of three from the board of managers, which said committee shall examine into the same with all convenient expedition, and inquire of the damages sustained, and make report of the sum which said parties may be legally entitled to; and further, to make provisions for the payment of the same, as is herein specified; which said sum, as fixed by said committee, if not appealed from by either party within twenty days from the finding and report of the same, shall become final between the parties; the said committee, on making inquiry for damages, shall have the power to examine witnesses and administer oaths, and compel the attendance of the same by subpoena issued under their hands, and may compel the insured to testify at their option; and no other member shall be disqualified from testifying upon the ground of interest, either before said committee or in any of the courts of this commonwealth, in any suit or legal proceedings brought by the insured or any member against the said company.

Rates of insurance.

SECTION 8. The members shall, at their general meetings, fix such rates of insurance and incidental charges and fees as may be deemed equitable and proper, or vest the power so to do in the board of managers; and any person who shall become a member of this corporation, by effecting insurance therein, shall the first time he effects insurance therein, and before he or she receives his or her policy, pay the rates that shall be fixed and determined upon; and no premium so paid shall ever be withdrawn from said company by the assured.

Assignment of policies.

SECTION 9. That in case any assured, named in any policy or contract of insurance made by the said corporation, shall sell, convey, assign or pledge as collateral for any debt, the subject insured, it shall be lawful for such assured to assign and deliver to said purchaser or pledge such policy or contract of insurance; and such assignee shall have all the right or benefit of such policy or contract of insurance, and may bring and maintain a suit in his or her own name: *Provided however*, That said assignment shall be approved of by the president or secretary within sixty days from the time the subject or property insured is transferred, subject to such rules and regulations as shall or may be provided in the by-laws.

Net profits.

SECTION 10. That the net profits arising from interest or otherwise, shall be ascertained yearly to every member in proportion to his, her or their deposits, for which each mem-

ber shall have a credit in the company's books ; nothing in this charter shall be construed so as to allow any of the funds of the association to be used for banking or manufacturing purposes.

SECTION 11. If at any time it shall appear that the chartered privileges hereby granted are injurious to the public welfare, the power thereof to repeal shall not affect any engagements to which the said company may have become a party previously thereto, and that the said company shall have reasonable time to bring their account to a final settlement. Repeal of chartered privileges.

SECTION 12. The first thirteen named persons in this act shall constitute the first board of managers until the annual election in May, one thousand eight hundred and sixty-seven, with power to organize the corporation, and appoint a president and other officers and agents agreeably to the spirit of this act as is hereinbefore provided, with all the powers contemplated to be vested in the board of managers elected by the company under the authority of this act. First board of managers.

SECTION 13. No policy shall be issued by the corporation until application be made for insurance to the amount of one hundred thousand dollars. Issue of policies.

SECTION 14. Suits of law may be prosecuted and maintained by any member against said corporation for losses or damages insured against them, if payment is withheld more than sixty days after the company is duly notified of such losses: *Provided*, The managers do not agree to re-build or replace the property lost or damaged ; in which case a reasonable time shall be allowed them. Suits for losses.
Proviso.

SECTION 15. Any amendment or alteration may be made to the constitution at any general meeting by a majority of the whole association, or by the written agreement of a majority thereof, clearing setting forth the proposed amendment or alteration: *Provided*, The same is not repugnant to the constitution of this commonwealth or of the United States. Amendments to constitution.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The eleventh day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1220.

An Act

Relative to selling church property in Berrysburg, Dauphin county.

WHEREAS, The Evangelical Lutheran Congregation of Berrysburg, Dauphin county, have a house and lot of ground, situated in said borough, which has been used as a parsonage but which is very inconvenient to use as such, and therefore agreed to sell said property ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Evangelical Lutheran Church of Berrysburg, Dauphin county, are hereby authorized and empowered to sell, either at public or private sale, all that property, house and lot of ground, known as the parsonage of that church, and also to make deed to the purchaser or purchasers of said property, and to appropriate the proceeds arising from the sale thereof as the members of said church may agree upon.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

A. G. CURTIN.

No. 1221.

An Act

To incorporate the Glenwood Coal Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That W. W. Ketcham, A. N. Meylert, Lewis Pughe, H. W. Camp, and such other persons as shall be associated with them, and their successors, be and the same are hereby erected into a body corporate and politic, by the name and style of the Glenwood Coal Company ; and the capital stock of said company shall consist of ten thousand shares, of one hundred dollars each, with power to increase the same from time to

Incorporators.

Name.

Capital stock.

time, by vote of the stockholders, to an amount not exceeding twenty thousand shares additional.

SECTION 2. That the affairs of said company shall be managed by a board of five directors, one of whom shall be president, who shall be chosen by the stockholders; all elections shall be by ballot, and every share of stock subscribed and paid in shall entitle the holder to one vote. Management.
Election of directors.

SECTION 3. That this corporation shall have and use a common seal, and the right to change, alter or annul the same at pleasure, and by the style and title aforesaid, shall be capable in law to sue and be sued in the several courts of this commonwealth, and may make all needful rules and regulations and by-laws for the well ordering of business and affairs of the corporation, so that the same shall not conflict with the laws and constitution of this state or of the United States. Seal.
Privileges.

SECTION 4. That the said corporation may hold, in the county of Luzerne, lands not exceeding three thousand acres, with power to mortgage, sell, lease or otherwise dispose of the same or any part thereof, and all materials in or upon the same; the capital of said company may be employed in mining and manufacturing coal and limestone, and transporting and vending the same, and such other objects as are necessary in the prosecution of said business; and the said company shall have the right to construct and operate lateral railroads from their mines, not exceeding thirty miles in length, to connect with any railroad now constructed or to be hereafter constructed in the county of Luzerne. Real estate.
Employment of capital.
May construct lateral railroads

SECTION 5. That an annual report shall be made to the secretary of the commonwealth, and verified by oath or affirmation of the president or secretary of the company, showing the amount of capital stock of said company paid in, of the number of acres of land held, the quantity of coal mined for the current year. Report to secretary of commonwealth.

SECTION 6. That this act shall not take effect until one thousand shares of stock shall be subscribed and paid in, of which a statement, containing the names of the subscribers and the amount subscribed by each, verified by oath or affirmation, shall be given to the governor, to be filed in the office of the secretary of the commonwealth; whereupon the governor shall issue letters patent to the corporators. When act to take effect.
Letters patent.

SECTION 7. That said company be and they are hereby authorized to borrow money to an amount not exceeding one-half of the capital stock, upon the bonds of said company, secured by one or more mortgages upon so much of the corporate property and franchises as shall be deemed adequate security for the same, whenever the president and directors of said company shall deem the issue of such bonds expedient for the interests of said corporation: *Provided*, That the rate of interest on such bonds shall not exceed seven per centum per annum, and that no bonds shall be issued for a less sum than one hundred dollars. May borrow money upon bonds
Proviso.

SECTION 8. That subscriptions of stock may be paid in real and personal estate appropriate to the business contemplated by this act, at a bona fide cash valuation, to be agreed Payment of subscriptions of stock.

upon by a majority in interest of the subscribers and stockholders.

Transfers of
stock.

SECTION 9. That all transfers of stock in said company shall be entered on the stock books thereof, and said books shall at all times be open to inspection of any officer or stockholder of said company; and said transfers shall be made agreeably to the by-laws which may be adopted by said company.

Bonus.

SECTION 10. That this corporation shall pay into the treasury of this commonwealth a bonus of one-half of one per centum on the capital stock hereby authorized, and on any increase thereof, in four equal annual instalments, and such taxes on dividends as is or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen, miners and laborers employed by said company, and for all provisions and materials furnished to said company, as is provided in the eleventh, twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Iron and Coal Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

Taxes on dividends.

Individual liability of stockholders.

JAMES R. KELLEY,

Speaker of the House of Representatives.

DAVID FLEMING,

Speaker of the Senate.

We do certify, that the bill, entitled "An Act to incorporate the Glenwood Coal Company," was presented to the governor on the eleventh day of April, one thousand eight hundred and sixty-six, and was not returned within three days after the meeting of the present legislature; wherefore it has, agreeably to the constitution of this commonwealth, become a law in like manner as if he had signed it.

ADIN W. BENEDICT,

Clerk of the House of Representatives.

GEO. W. HAMERSLY,

Clerk of the Senate.

HARRISBURG, *January 11, 1867.*

APPENDIX—1867.

No. 1222.

An Act

To extend the time for completing the Clearfield and Curwensville turnpike road, and to allow toll to be taken upon the portion completed.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for completing the Clearfield and Curwensville turnpike road, under the powers vested in its original charter, shall be and is hereby extended to the end of five years from the passage of this act; and all of the franchises vested by said charter are hereby re-enacted and vested anew in the corporate authorities representing said company; and the said company shall be and is hereby empowered to take tolls in accordance with the provisions thereof, for any portion thereof completed.

JOHN P. GLASS,

Speaker of the House of Representatives.

LOUIS W. HALL,

Speaker of the Senate.

APPROVED—The sixteenth day of March, Anno Domini one thousand eight hundred and sixty-seven.

JNO. W. GEARY.

No. 1223.

An Act

To extend the time for the payment of the enrolment tax on the Dime Saving Institution of Harrisburg.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time allowed by law for the payment of the enrolment tax on an act to incorporate the Dime Saving Institution of Harrisburg, be and the same is hereby extended for

a period of one year from the passage of this act; and Geo. Cunkle, A. O. Hiester, U. H. Myers and J. A. Smull shall act in lieu of the persons named in said act.

JOHN P. GLASS,

Speaker of the House of Representatives.

LOUIS W. HALL,

Speaker of the Senate.

APPROVED—The fifth day of April, Anno Domini one thousand eight hundred and sixty-seven.

JNO. W. GEARY.

No. 1224.

An Act

To incorporate the Bath Car Company.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i>
Title.	That Charles Brodhead, Augustus Wollé, Samuel C. Shimer, James Jenkins and William Chapman, and such other persons as may associate with them, their successors and assigns, be and they are hereby created a corporation and body politic, by the name, style and title of the Bath Car Company, and by that name and title shall have succession, and shall be capable in law to sue and be sued, and have a common seal, with the right to hold land by lease or fee simple in Northampton, Monroe and Carbon counties, not exceeding two thousand acres at any one time; and the business of this corporation shall be the manufacturing of cars, locomotives, vehicles of every kind and description, all and every kind of manufacturing, agricultural, mechanical and mining instruments, together with everything that may be used or be necessary in the building, construction or manufacturing thereof.
Powers and privileges.	SECTION 2. The capital stock of the said company shall be fifty thousand dollars, divided into shares of one hundred dollars each, and the said corporation may increase the same, by a vote of the board of directors, to any sum not exceeding one million of dollars.
Capital stock.	SECTION 3. The property and operations of this company shall be managed and conducted by five directors, being stockholders; the president shall be appointed by the directors from their own number; and the directors shall have power to appoint such other officers and agents as may be deemed necessary, and require such security from them as to said directors may seem proper, and fill all vacancies which may occur
Management.	
President.	
Powers of directors.	

in their body, and make by-laws, not inconsistent with the laws of the state or United States.

SECTION 4. The annual election of directors shall take place on the second Tuesday of December in each year, commencing on the second Tuesday of December, one thousand eight hundred and sixty-eight, at some place to be designated by the board of directors, and all elections shall be by ballot; and at all elections and stockholders' meetings each share shall be entitled to one vote; such notice of meetings and elections shall be given as the by-laws may require or the directors order; but if from any cause no election shall be held, the then acting directors shall continue in office until their successors are elected. Election of directors.

SECTION 5. The above-mentioned Charles Brodhead, Augustus Wolle, Samuel C. Shimer, James Jenkins and William Chapman, shall be the first directors to organize and manage the affairs of said company, and shall continue in office until their successors are duly elected. First directors

SECTION 6. The stockholders of said company shall be jointly and severally liable, in their individual capacities, for debts due mechanics, workmen and laborers employed by said company, and for materials furnished, to be sued for and collected as is provided in the thirteenth, fourteenth and fifteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three; and the said company shall pay into the treasury of the state a bonus of one-half of one per centum upon the amount of the capital stock, payable in four annual instalments, the first whereof shall be paid within one year after the said company shall have organized. Individual liability of stockholders.
Bonus.

JOHN P. GLASS,

Speaker of the House of Representatives.

LOUIS W. HALL,

Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini one thousand eight hundred and sixty-seven.

No. 1225.

An Act

To authorize and empower William Howe to erect and maintain, on Two Lick creek, in Cherryhill township, Indiana county, at his mill on said creek, a boom for saw-logs.

WHEREAS, It appears William Howe, and others, labor under great difficulty in getting saw-logs and timber to the saw

mill of said Howe, on Two Lick creek, Indiana county ; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Howe, of Cherryhill township, Indiana county, be and he is hereby authorized and empowered to erect and maintain, on Two Lick creek, in the township aforesaid, on the side next to his saw-mill, such boom, with piers, as may be necessary to direct to and detain and secure at said saw mill, all saw-logs and timber cut, put in and floated on said creek for the use of said saw-mill: *Provided*, Said boom shall be so constructed as to admit the safe passage down said creek of all rafts and boats not intended for the use of said saw-mill, and not to impede the navigation of said creek: *And provided further*, That should any logs or timber, intended for a market below said saw-mill, be conducted or floated into the boom hereby authorized, the said William Howe shall turn the same out, at his own expense, and allow them to pass down said creek, if required by the owner of said logs and timber so to do.

JOHN P. GLASS,

Speaker of the House of Representatives.

LOUIS W. HALL,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven.

JNO. W. GEARY.

No. 1226.

A Supplement

To the act incorporating the Glenwood Coal Company, extending the privileges of an act regulating railroad companies to said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Glenwood Coal Company, incorporated by act approved the eleventh of January, eighteen hundred and sixty-seven, shall be and hereby is entitled to all the privileges conferred by, and be governed by all the restrictions contained in the act, entitled "An Act regulating railroad companies," approved the nineteenth of February, one thousand eight hundred and forty-nine, and shall be entitled to all the rights con-

ferred by all the general laws of the commonwealth relating to railroad companies.

JOHN P. GLASS,
Speaker of the House of Representatives.

LOUIS W. HALL,
Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven.

JNO. W. GEARY.

No. 1227.

A Further Supplement

To an act incorporating the Keystone Coal and Transportation Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the last proviso in the second section of the act relating to said company, approved the seventh day of January, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby repealed: *Provided,* That the railroad, authorized to be constructed by the act to which this is a supplement, shall not cross any gravity railroad at grade.

JOHN P. GLASS,
Speaker of the House of Representatives.

LOUIS W. HALL,
Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-seven.

JNO. W. GEARY.

APPENDIX—1868.

No. 1228.

An Act

To incorporate the Somerset and Mineral Point Railroad Company.

Commissioners.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That Wm. J. Baer, Daniel Weyand, Jacob D. Miller, Henry Brubaker, H. Keiser, John M. Halderbaum, H. B. Barnes, John J. Schell, A. J. Casebeer, Curtis Kooser, Noah Roberts and Levi Wolfersberger, or any five of them, be and they are hereby appointed commissioners, to open books, receive subscriptions and to organize a company, by the name and style of the Somerset and Mineral Point Railroad Company, with all the powers and subject to all the provisions of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.
Name. Subject to.	
Construction of railroad authorized.	SECTION 2. That the said company, when organized, shall have power to locate, construct, operate or lease, under the provisions of said act, a railroad running from a point in or near the borough of Somerset, in the county of Somerset, by the nearest and best route into or near Mineral Point, on Castleman's river, in said county, and connect with the Pittsburg and Connellsville Railroad Company, and is hereby authorized to connect their road, at either end thereof, with any railroad or railroads which is or may hereafter be constructed in the said county of Somerset, or the counties adjacent, and to construct branches or lateral railroads to connect with manufacturing or mining establishments or other works, not exceeding ten miles in length.
Connections.	
Branches.	
Capital stock.	SECTION 3. That the capital stock of said company shall consist of four thousand shares at fifty dollars each; and it shall be lawful for the stockholders of said company, or a majority of them in value, at any meeting called for the purpose, to increase the capital stock to any number of shares, not exceeding on the whole twelve thousand shares.
Authorized to borrow money and issue bonds.	SECTION 4. That the said company is hereby authorized and empowered to borrow, for constructing and equipping the railroads, and for the general purposes of the same, such sum or sums of money as the board of directors may from time to time determine, not exceeding in the whole seven hundred and fifty thousand dollars, at any rate of interest not exceeding seven per centum per annum, and to issue therefor the bonds of the said company, with or without coupons attached,

in sums not less than one hundred dollars; which said bonds the said company may secure by a mortgage or mortgages upon the whole or any part of their railroads and equipments, real estate, corporate privileges and franchises thereunto belonging, and from time to time as may be required for purposes herein mentioned, may sell and dispose of the said bonds at their market value.

SECTION 5. That whenever the parties cannot agree upon the damages claimed either for lands or materials taken by the said company in the prosecution of their work, the said company may tender a bond and proceed in all respects as is provided and specified in the second section of an act, entitled "A supplement to an act incorporating the Pennsylvania Coal Company," approved the seventh day of March, Anno Domini one thousand eight hundred and forty-nine.

Proceedings in cases of disagreement as to damages.

SECTION 6. That the said company shall commence the construction of the road within five years from the passage of this act, and shall complete the same within ten years thereafter: *Provided*, That the completion of any five miles or more of said railroad shall be held as good for this act as though the whole had been completed.

Commencement and completion.

ELISHA W. DAVIS,
Speaker of the House of Representatives.

JAMES L. GRAHAM,
Speaker of the Senate.

APPROVED—The seventeenth day of March, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1229.

An Act

To incorporate the Farmers' Mutual Life Insurance and Trust Company of Schuylkill county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Joel B. McCamant, Thomas H. Walker, James Elles, William Matz, and all others who may be hereafter associated with them, and their successors, shall be and they are hereby constituted and declared to be a body politic and corporate, by the name, style and title of the Farmers' Mutual Life Insurance and Trust Company of Schuylkill county, with all the rights and privileges, and be subject to all the restrictions set forth in the act, entitled "An Act to incorporate the Schuylkill Haven Mutual Life and Health Insurance Company of

Corporators.

Title.

Rights, privileges, and restrictions.

Schuylkill Haven," approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty, and the supplement thereto, approved the seventeenth day of February, Anno Domini eighteen hundred and fifty-four.

Where business
to be carried on.

SECTION 2. The business of the said corporation shall be carried on at such place in Schuylkill county as the directors shall direct and determine.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The twenty-third day of March, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1230.

An Act

To incorporate the Bedford and Bridgeport Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Cessna, Samuel L. Russell, J. W. Lingenfelter, Frederick Benedict, George R. Oster, William Hartley, Jacob Reed, B. F. Myers, George W. Rupp, Peter H. Shires, John Lutz, Isaac Mengle, William T. Daugherty, Alexander King, O. E. Shannon, J. R. Durborrow, George W. Gump, John Alsip, David Wolf, John S. Stuckey, Jacob Boblitz, David Black, George W. Williams, Isaiah Conley, John E. Miller, Jacob Evans and Jacob C. Dovere, or any five of them, be and the same are hereby appointed commissioners, under the provisions of the act regulating railroad companies, passed the nineteenth day of February, one thousand eight hundred and forty-nine, with all the powers conferred by said act.

Commissioners.

Title.

SECTION 2. That the name, style and title of the company hereby authorized to be incorporated shall be the Bedford and Bridgeport Railroad Company.

Construction of
railroad author-
ized.

SECTION 3. That the said company, when duly organized, is hereby authorized to locate, construct and operate, under the provisions of said act, a railroad running from a point at the Pittsburg and Connellsville railroad, at or near Bridgeport, in Bedford county, to Bedford, in said county.

Capital stock.

SECTION 4. That the capital stock of said company is hereby authorized to consist of three hundred thousand dollars, and it shall be lawful for said company, upon a vote of the stockholders, at any stated or special meeting convened for that

purpose, to increase the capital stock to any amount sufficient to complete the road.

SECTION 5. That to enable the said company to complete their improvements they may borrow money, issue bonds or certificates of loan, and dispose of the same in such manner and at such prices as they may think proper or expedient: *Provided*, That the bonds or certificates of loan shall not be of a less denomination than one hundred dollars; and if said company shall make a loan for the purpose of completing their improvements, they are hereby authorized to secure the payment of the same by executing a bond or mortgage, or both, to the person or persons lending the same, upon the railroad, binding the said road, together with all the rights, privileges and franchises connected with the same, which bond and mortgage, by virtue of a resolution of the board, in conjunction with this act.

May borrow money and issue bonds or certificates.

Proviso.

SECTION 6. That the time within which said company shall finish and commence to open said road for use shall be five years from the date of the passage of this act; and the said company shall have power to connect their railroad, at its eastern or western terminus, with any railroad they may desire.

Commencement and completion.

May connect with another railroad.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1231.

An Act

To authorize the Union Steamship Company to wind up and settle their affairs, and distribute their assets among the stockholders.

WHEREAS, At the annual meeting of the stockholders of the Union Steamship Company, held in Philadelphia, on the third day of February, one thousand eight hundred and sixty-seven, the following resolution was unanimously adopted, to wit: "*Resolved*, That the directors be and hereby are instructed to wind up the affairs of the company, and distribute its assets to the stockholders, as early as practicable;" therefore,

Preamble.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for the board of directors of the said Union Steamship Company to close the business, and wind up

Directors authorized to close business.

and settle all the concerns of the same, with all convenient dispatch, to sell and dispose of all the securities and other assets of the company, on such terms as they may deem just and reasonable, and most for the advantage of the stockholders.

To collect debts,
&c.

SECTION 2. That the said board of directors shall collect, as far as practicable, all debts due to said company, and shall pay and discharge all debts due from the same, and all expenses pertaining to the settlement of its affairs, and shall divide and distribute the remaining assets among the stockholders, to be paid to them or to their legal representatives, in proportion to the number of shares they respectively hold, in one sum, or in two or more instalments, as they may judge most convenient and satisfactory.

How long charter
to continue
in force.

SECTION 3. That the charter of said company shall continue in force, and the direction to be kept up in accordance therewith, until the business of the company is settled, and a final distribution of its assets made, and that then and thereupon the charter of the Union Steamship Company shall be deemed and taken to be extinct.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1232.

An Act

To incorporate the Buffalo Valley Railroad Company.

Commissioners.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Lewis A. Turner, William G. Walker, John Rauch, Samuel Boger, Samuel Bitner, Edward Kimmel, Jacob J. Meyers, John A. Miller, John J. Bitner, George Johnson, Henry D. Altfather, Charles Krissinger, Herman W. Brubaker and Samuel Philson, or any five of them, be and they are hereby appointed commissioners to open books, receive subscriptions and organize a company, by the name, style and title of the Buffalo Valley Railroad Company, with all the powers and subject to all the restrictions of the act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, one thousand eight hundred and

Title.

Subject to.

forty-nine, and the several supplements thereto, except so far as the provisions of this act may provide.

SECTION 2. That the capital stock of this company shall consist of one thousand shares of one hundred dollars each: *Provided*, The said company may increase their capital stock at any time to such amount as in their opinion may be necessary to carry out the true intent and meaning of this act.

SECTION 3. That said company shall have the right to construct a railroad from a point at or near the mouth of Buffalo creek, Somerset county, to the head waters or sources of the tributaries of said creek, with the right to extend the line of said road a distance not exceeding ten miles, to such other point as may be deemed expedient by the president and directors of said company, with the further right to construct branch railroads in any direction, not exceeding ten miles in length, and of connecting with any railroads now made or that may be hereafter made in said county of Somerset.

SECTION 4. That the said company are hereby authorized to borrow money upon interest not exceeding eight per centum, to an amount not exceeding its capital stock, and to issue bonds therefor, and secure the same by mortgage upon the road, its real estate, franchises, cars, engines and rolling stock, or any part thereof, at such rate of interest and terms as the said company may agree to pay, and to attach to said bonds coupons for the payment of interest at the office of the company, or at any bank in the said county of Somerset, or in Pittsburgh, Philadelphia, Baltimore or New York.

SECTION 5. That the directors of the company shall be (including the president) seven in number: *Provided*, That the company may at any time increase the number to thirteen.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM.

Speaker of the Senate.

APPROVED—The first day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1233.

An Act

To incorporate the Ball's Eddy Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry Winter, Elisha P. Strong, James Mumford, Henry

Commissioners.

Name. Capital.	P. Stanton, William Curtis, Moncellus Moore, all of Wayne county, state of Pennsylvania, and Horace H. Crary, Ezra Sands and Thomas W. Ball, of the state of New York, or a majority of them, be and they are hereby appointed commissioners, to organize a bridge company, under the name and style of the Ball's Eddy Bridge Company of Wayne county, with a capital of ten thousand dollars, divided into shares of twenty-five dollars each, with the power to increase the same so far as may be necessary for the purpose of constructing a bridge across the Delaware river, at or near Ball's Eddy, in Buckingham township, Wayne county, Pennsylvania.
Purpose.	
Subscriptions to capital stock.	SECTION 2. That a majority of the commissioners herein named may proceed to open books for subscription to the capital stock of said company ; and every subscriber shall, at the time of subscribing, pay unto the said commissioners, for the use of said company, the sum of five dollars for each share so subscribed ; and the said commissioners shall, as soon as two hundred shares have been subscribed, call a meeting of the stockholders for holding the first election of directors of said company, and when said election is made, this act shall take full effect ; each share of stock shall be entitled to one vote, and stockholders may vote in person or by proxy.
First election for directors.	
Erection of ferries within two miles of bridge prohibited.	SECTION 3. That it shall not be lawful for any person or persons to erect any ferry, or open a communication to the said Delaware river, within two miles up or down the said river from the place where the said bridge shall be built, for the purpose of evading the payment of the toll of said bridge ; and that if any person or persons shall wilfully pass or cross said river within the said distance, without paying the toll of the said bridge, such person or persons shall forfeit and pay a fine of one dollar, to be recovered by the treasurer of said company, to their use, in an action of trespass : <i>Provided always</i> , That such fine shall not extend to persons living on or within one-half of a mile of the banks of said river, who shall pass the same in their own boat or otherwise.
Penalty for crossing river, within said distance, without paying toll.	
Tolls, relative to	SECTION 4. That as soon as said bridge shall be completed for teams crossing, and all traveling purposes, it shall be lawful for the said directors to erect a toll-gate at or near the end of said bridge, and demand, receive and take, for the use of the said corporation, a toll not exceeding the following rates, to wit : For every four-wheel pleasure carriage drawn by four horses, one dollar, if drawn by two horses, seventy-five cents ; every stage wagon drawn by four horses, fifty cents, and if by two horses, twenty-five cents ; every curricule, chaise or sulky drawn by one horse, thirty-seven cents, if drawn by two horses, fifty cents ; every wagon and two horses, mules or oxen, thirty-five cents, and six cents for every additional horse, mule or ox ; every sled or sleigh drawn by two horses, mules or oxen, twenty-five cents, and six cents for every additional horse, mule or ox ; every cart drawn by two horses or two oxen or two mules, thirty cents ; every one horse cart, wagon, sled or sleigh, seventeen cents ; every man or woman or child, except for school purposes, three cents ; every man and horse, twelve cents ; every horse, jack or mule, six cents ; every cow or other neat cattle, three cents ; every score of

sheep or hogs, twenty cents, and so in proportion for more or less; and it shall be lawful for the toll-gatherers at said gate to stop every foot passenger, and every person driving, riding or leading any beast or carriage from going through said gate, until they shall have respectively paid the toll herein allowed to be collected.

SECTION 5. That said company shall be organized under and subject to all the provisions and restrictions of the act regulating bridge companies, approved April twelfth, one thousand eight hundred and fifty-five. How to be organized.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The fourth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1234.

An Act

To change the name of the East Pennsylvania Agricultural and Mechanical Society.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title of the East Pennsylvania Agricultural and Mechanical Society, incorporated the twenty-ninth day of March, Anno Domini one thousand eight hundred and sixty-one, be and the same is hereby changed to the name of the Montgomery County and East Pennsylvania Agricultural and Mechanical Society.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1235.

A Supplement

To an act, entitled "An Act to incorporate the Bedford and Bridgeport Railroad Company," approved March thirty-first, one thousand eight hundred and sixty-eight, supplying certain words omitted in the original act.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Fifth section of
act of 31st March
1868, amended.

That the fifth section of an act to incorporate the Bedford and Bridgeport Railroad Company, approved the thirty-first day of March, Anno Domini one thousand eight hundred and sixty-eight, be and the same is hereby amended, by inserting after the word mortgage, where it occurs the last time in said section, the words, "may be issued."

Sixth section of
said act amend-
ed.

SECTION 2. That the sixth section of said act be and the same is hereby amended, by inserting after the word "terminus," in said section, the words, "or at both."

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The sixth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY .

No. 1236.

A Supplement

To an act to incorporate the Middle Creek Railroad Company, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Middle Creek Railroad Company be and they are hereby authorized and empowered to borrow any sum or sums of money that may be necessary for the purpose of completing and putting into operation the entire line of said road from the eastern to the western terminus thereof, not exceed-

ing one million of dollars, at any rate of interest that may be agreed upon by and between the parties, not exceeding seven per centum per annum, and to issue bonds therefor, in any denominations, not less than fifty dollars, as the board of directors may order and direct, payable not exceeding twenty years from date, with coupons to said bonds attached for the annual or semi-annual payment of the interest; and also to make, execute and deliver to some proper person or persons, as trustee or trustees for the purpose, a mortgage upon said road, including all the real and personal property, the rights, liberties, privileges and franchises of and belonging to said company, upon such terms, conditions and stipulations as may be consented to and agreed upon by said company, to secure the payment of said bonds.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1237.

An Act

To incorporate the Pittston Passenger Railway Company.

SECTION 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,

That Michael Reap, D. S. Coon, John Rader, James A. Brennan, James O'Donnell, J. Delaney, and such others as may

Corporators.

become associated with them, their assigns or successors, are hereby constituted a body corporate and politic, by the name, style and title of the Pittston Passenger Railway Company,

Title.

and as such shall have power to construct a railway, commencing at or near the depot of the Lehigh Valley Railroad Company, in the borough of Pittston, and thence by the most practicable route to the depot of the Lehigh and Susquehanna Railroad Company, and also to the depot of the Lackawanna and Bloomsburg Railroad Company, and by or upon any public road now open or which may hereafter be opened, to a point at or near Port Griffith, and may run three miles in any direction from the place or point of starting, and along or through such roads or streets as may be necessary for the accommodation of the public and the interest of the company; and said company shall have the power to construct such

Construction of
railway author-
ized.
Route.

May construct turn-outs, &c.	turn-outs or passings as may be necessary, and one or more branches from the main line or trunk, and to pass over or across any other railroad at grade.
Capital stock.	SECTION 2. That the capital stock of said company shall consist one thousand shares, of twenty-five dollars each, with power to increase the said capital stock, by a vote of the stockholders convened for that purpose, or a majority of them, to such an amount as in their opinion may be necessary to carry out the true intent and meaning of this act; and the said company may borrow money to an amount not exceeding one-half of their capital stock, and may issue therefor their bonds, with interest not exceeding seven per centum per annum; and for securing the payment of said bonds with the interest, may execute a mortgage or mortgages of and upon their road and property, including the corporate rights and franchises granted by this act, and may annex to such bond and mortgage the privilege of converting the same into the capital stock of the company at par, at the option of the holders, if they shall signify their intention one year before their maturity: <i>Provided</i> , That said company shall not issue certificates of loan of a less denomination than one hundred dollars.
May borrow money and issue bonds.	
Proviso.	
Election of officers.	SECTION 3. That said company shall have power to elect a president and three or more directors, and such other officers as may be deemed necessary; and in all elections for officers, after the first, as for all other purposes, each share of stock shall be entitled to one vote.
Votes.	
By-laws, &c.	SECTION 4. That said company shall have power to establish and put in execution such by-laws, ordinances and regulations as shall appear necessary or convenient for the government of said corporation, and to amend the same from time to time, and to have a common seal, with power to alter the same or renew it.
May use horse power.	SECTION 5. That said company shall have power to use horse power on their road, and shall have power, as soon as twenty thousand dollars of the capital stock is subscribed, to commence the construction of the aforesaid passenger railway.
Commencement.	

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1238.

An Act

To establish a public ferry across the Youghiogheny river, at or near Boston, in Elizabeth township, Allegheny county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That a ferry, to be known as Boston ferry, is hereby established across the Youghiogheny river from land of William Douglass, on, at and adjoining where the public road strikes said river, to the land of George Bayard, on and at the ground where the public road strikes said river on said land. Ferry established.

SECTION 2. That William Douglass, his heirs and assigns, shall own, establish and have the exclusive right to use the said public ferry, and keep the same in good order and repair, and furnish all needful facilities for crossing said river, and receive as tolls such amounts as are customary and by law allowed; and the said ferry and the owners thereof shall be subject to all general laws of this commonwealth regulating ferries. Who to own ferry. &c.

SECTION 3. That all persons are hereby prohibited from using the said river for the space of one hundred and sixty rods above and one hundred and sixty rods below the said ferry for the purpose of a ferry: *Provided however,* That this act shall not take effect until the said William Douglass, his heirs or assigns, shall procure from George A. Bayard, his heirs or assigns, his or their written assent to the same, under seal, duly acknowledged and recorded in the office of the recorder of deeds in the county of Allegheny aforesaid. Prohibition. When act to take effect.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The thirteenth day of April, Anno Domini one thousand eight hundred and sixty-eight.

JNO. W. GEARY.

No. 1239.

An Act

To annul the marriage contract between J. C. M'Alarney and Almeda Witter.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same.* That the marriage contract entered into between J. C. M'Alarney and Almeda Witter, his wife, in Milton, Pennsylvania, be and the same is hereby annulled and made void, to all intents and purposes, and the said parties released, set free and discharged from said contract, and the duties and obligations thereunder, as fully, effectually and absolutely as if said contract had never been made.

ELISHA W. DAVIS,

Speaker of the House of Representatives.

JAMES L. GRAHAM,

Speaker of the Senate.

APPROVED—The first day of January, Anno Domini, one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

APPENDIX—1869.

No. 1240.

An Act

Relative to the payment of taxes on unseated lands.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the treasurer of each county in this commonwealth shall keep a book, to be called "the receipt book," in which shall be recorded the receipts of all payments made to him on account of taxes paid on unseated lands, designating the number, acres, warrantee name, and name or names of owners, or alleged owners, of each tract of land, the township where situate, and the amount of taxes paid, and when and by whom paid; a certified copy of which receipt, under the hand of the treasurer and the seal of the county, shall be the only evidence of the payment of taxes, except where said receipts have been duly recorded in accordance with the provisions of the first section of the act of assembly of March ninth, Anno Domini one thousand eight hundred and forty-seven.

Receipts for payment of taxes on unseated lands to be recorded.

Certified copy of receipts to be the only evidence of payment.

SECTION 2. That the owners of unseated lands shall have two years from the passage of this act within which to have their receipts for taxes on unseated lands recorded in said book, when the same have not been already entered in a book heretofore kept by the treasurer of the county for that purpose: *Provided*, That the provision of this section shall not apply where there is any legal evidence upon the records or books kept by the treasurer of the county to prove the payment of said taxes.

Time within which owners to have receipts recorded.

Proviso.

SECTION 3. That no parol evidence shall be received to prove the payment of taxes on unseated lands.

Parol evidence not admissible to prove payment.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The nineteenth day of November, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1241.

An Act

Relative to limitations.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That whensoever property hath or shall escheat to the commonwealth of Pennsylvania, for defect of known heirs of the owner last seized or possessed thereof, and there has been no proceeding or inquisition had as and for an escheat for the period of twenty-one years after the decease of the owner, the commonwealth shall be debarred from claiming the same as escheated, and that whether such period has already elapsed, or whensoever hereafter it shall become fully lapsed.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The sixteenth day of December, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1242.

A Further Supplement

To an act, entitled "An Act to enable joint tenants, tenants in common and adjoining owners of mineral lands in this Commonwealth to manage and develop the same," approved the twenty-first day of April, one thousand eight hundred and fifty-four, and its several supplements.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for any company incorporated under the provisions of the act to which this a supplement, and its several supplements, to increase its capital stock, in the manner and subject to the provisions of an act approved the tenth day of April, Anno Domini one thousand eight hundred and sixty-two, entitled "A supplement to an act, entitled 'An Act to enable joint tenants, tenants in common and adjoining

owners of mineral lands in this commonwealth to manage and develop the same," passed the twenty-first day of April, one thousand eight hundred and fifty-four: *Provided*, That the amount of additional stock so issued shall not exceed five hundred thousand dollars, and that upon such increase being made the stockholders of such company may provide for the time and manner of the *pro rata* distribution, or the price or terms of the sale of the additional capital stock: *Provided*, That on making such increase of capital, notice shall be forthwith given thereof to the auditor general; and that upon such increase of capital said corporations shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The sixteenth day of December, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1243.

An Act

In relation to taxation of the shares of banks and savings institutions.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the provisions of an act, entitled "An Act to increase the revenue of the commonwealth by taxation of the shares or stock of the national banks," approved the twelfth day of April, Anno Domini one thousand eight hundred and sixty-seven, and of a supplement to said act, approved the second day of April, Anno Domini one thousand eight hundred and sixty-eight, are hereby extended from and after the first day of January, Anno Domini one thousand eight hundred and seventy, to the several banks and savings institutions incorporated under the laws of this commonwealth; and it shall be the duty of the several assessors appointed in the year one thousand eight hundred and seventy, in accordance with the provisions of said act of the twelfth of April, one thousand eight hundred and sixty-seven, to assess the actual value of the shares of state banks and savings institutions located within their respective districts, and include the same in the

Provisions of
former acts ex-
tended.

Duty of assess-
ors appointed in
year 1870.

returns made to the commissioners of the proper city or county, and to the auditor general.

Rate of tax to be assessed and collected upon shares of banks &c.

SECTION 2. That for the year one thousand eight hundred and seventy, and each succeeding year, there shall be assessed and collected, in the manner provided by existing laws, a tax of one per centum upon every dollar of the value of the shares or stock of banks and savings institutions incorporated by this commonwealth, and of banks incorporated under laws of the United States, and located in this commonwealth, a tax of one per centum upon every dollar of the value of the shares or stock of said banks and savings institutions.

In what case shares to be exempt from other taxation.

SECTION 3. That in case any bank or savings institution incorporated by this commonwealth, or any bank incorporated by the United States, shall elect to collect annually, beginning with the year one thousand eight hundred and seventy, from the shareholders of said bank or savings institution, a tax of one per centum upon the par value of all the shares of said bank or savings institutions, and pay the same into the state treasury on or before the fifteenth day of January, in every year, the said shares, capital and profits shall be exempt from all other taxation under the laws of this commonwealth; and that the law regulating the compensation in regard to county treasurers for receiving moneys for the use of the commonwealth, and paying the same over, is hereby extended to the cashiers of said banks and savings institutions.

Certain law extended to cashiers of banks, &c.

THOMAS J. M'CULLOUGH,

Speaker of the House of Representatives *pro tem*.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty second day of December, Anno Domini one thousand eight hundred and sixty nine.

JNO. W. GEARY.

No. 1244.

An Act

Authorizing corporations to increase their bonded obligations and capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall and may be lawful for any corporation, created by or existing under the laws of this commonwealth, to increase its bonded obligations and secure the same by mort-

gage, and also to increase its capital stock from time to time, to any amount not exceeding fifty per cent. of the amounts heretofore authorized, and to sell or dispose of the same on such terms and conditions as to said corporation may seem proper: *Provided however*, That this act shall not apply to any corporation until it is duly accepted by it, whereupon it shall be taken and deemed to be a part of its act of incorporation, and be made under its authority; and a certificate, duly attested by the president and treasurer of said company, under its corporate seal, setting forth the acceptance of the act, with the amounts and character of the increase, shall be filed in the auditor general's office of the commonwealth, and a copy thereof be filed with the secretary of state: *And provided further*, That on all such increase the state shall be entitled, *pro rata*, to the same bonus or tax that is now assessed by law on like amounts of the existing capital of the respective corporations.

JOHN CLARK,
Speaker of the House of Representatives.
WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The twenty-ninth day of December, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1245.

A Further Supplement

To the act to incorporate the Cresheim Turnpike and Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the managers of said Cresheim Turnpike and Bridge Company are hereby authorized to borrow, at such rate of interest, not exceeding seven per centum, such sums of money as they may require, not exceeding fifteen thousand dollars; and they are hereby authorized to charge upon all horses and carts, heavy teams and other teams, toll not exceeding five cents per horse, and may use Pulaski avenue from Manheim to Erie avenue.

JOHN CLARK,
Speaker of the House of Representatives.
WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The fifteenth day of February, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1246.

A Supplement

To an act authorizing Lewis R. Geer to erect a ferry over the Allegheny river, approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and fifty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the rights and privileges granted by an act, entitled "An Act to authorize Lewis R. Geer to erect a ferry over the Allegheny river," approved the twenty-sixth day of March, Anno Domini one thousand eight hundred and fifty-nine, be and the same are hereby extended for the further period of ten years, from and after the passage of this act, subject to all the conditions and provisions of said act.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1247.

An Act

To establish a ferry over the Allegheny river, near the mouth of Glade run, in Warren county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Oren Hook, his heirs or assigns, shall have the right and are hereby authorized to establish a public ferry over the Allegheny river, from a point about sixty rods above the mouth of Glade run, in Glade township, to a point opposite, in Mead township, Warren county; also with the right and privilege to make good and convenient landings on each side of the said Allegheny river, and of opening roads of the width of forty feet from such landings to the public roads now or hereafter laid out on each side of the Allegheny river, and also the right and privilege of erecting posts on any land or lands contiguous to or adjoining said landings, and to extend therefrom, across said Allegheny river, a rope, chain or wire in order to facilitate the crossing of said stream: *Pro-*

Ferry authorized.

Privileges.

vided, That the same shall not obstruct the navigation of said river: *Provided also*, That the said Oren Hook, his heirs or assigns, shall pay to the owners of lands appropriated as aforesaid, the amount of damages which may be assessed by three disinterested persons who shall (in case the parties cannot agree) be appointed by the court of quarter sessions of Warren county, to investigate and report the damages, in the same manner and form as is now provided by law for opening roads and highways and assessing damages, et cetera. Damages.

SECTION 2. That the said Oren Hook, his heirs or assigns, may receive and collect such tolls and compensation for ferrying as is charged by other ferries on said river of like locality. Tolls.

SECTION 3. That no person or persons shall be permitted to keep a public ferry within one-fourth mile above or one-half below said ferry hereby authorized. Prohibition.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1248.

An Act

Extending the time for the commencement and completion of the Pleasant bridge, in Warren county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time allowed by law for commencing the building of the bridge authorized by the act incorporating the Pleasant Bridge Company, approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, be and the same is hereby extended for the further period of three years from and after the passage of this act; and the time for completing said bridge is hereby extended for the further period of five years from and after the passage of this act.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1249.

An Act

Authorizing the trustees of Friends' meeting house at Kimberton, Chester county, to sell the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the trustees of the Friends' meeting house in Kimberton, in the township of East Pikeland, and county of Chester, are hereby authorized and empowered to sell, at public or private sale, the buildings and lot, with the appurtenances, for the best prices that can be obtained, and convey the same to the purchaser in fee simple.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twelfth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1250.

A Supplement

To an act, entitled "An Act to incorporate the Roberts Iron Company of Lehigh county," passed the second day of April, Anno Domini one thousand eight hundred and sixty-one.

Authorized to
increase capital
stock.

Proviso.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Roberts Iron Company of Lehigh county, incorporated April second, Anno Domini one thousand eight hundred and sixty-one, be and the said company are hereby authorized and empowered to increase their capital stock by the additional issue of ten thousand shares, the par value of which shall be fifty dollars, to be issued from time to time as the increase and improvement of their property may require: *Provided,* That within one year after the issuing of all or any part of the said new stock, the said company shall pay to the treasurer of the commonwealth one half of one per centum on the par value of the stock so issued.

SECTION 2. That the restriction as to the limitation of time for which this charter was granted, be and the same is hereby repealed, and the charter of the said Roberts Iron Company of Lehigh county is hereby made perpetual.

SECTION 3. That the number of managers or directors of the said Roberts Iron Company may be increased by the stockholders: *Provided*, The said number shall at no time exceed nine, one of whom shall be president.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The eighteenth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1251.

An Act

To incorporate the Hickman Run Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Solomon Keister, James Cochran, Isaac Cochran, George Keister, John M. Cochran, Elias Afflerbaugh, Thomas Sproat, or any five of them, are hereby appointed commissioners to open books, receive subscriptions, and organize a company, subject to all the provisions of an act regulating railroad companies, approved February nineteen, one thousand eight hundred and forty-nine, and the several supplements thereto, so far as the same are applicable to the organization of railroad companies; and the company so organized, is hereby constituted a body corporate and politic, by the name of the Hickman Run Railroad Company, with a capital of three hundred shares, of fifty dollars each, with the right to increase the same to one thousand shares, or any less number of shares of fifty dollars each; and the said company shall have power to lay out and construct a railroad from a point on the Pittsburgh and Connellsville railroad, at or near the mouth of Hickman (or Huston) run, in Fayette county, to a convenient point on the land of said John M. Cochran, in said county, and to make all necessary sidings and switches; and the said company shall have all the rights and privileges conferred by and be subject to all the restrictions and provisions of the act of assembly, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno

Commissioners.

Name.

Capital.

Construction of railroad authorized.

Subject to.

Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as the same are altered or supplied by this act.

Directors.

SECTION 2. The number of directors in said company shall be five, a majority of whom shall be a quorum to do business.

Organization.

SECTION 3. The said company may be organized and books opened for procuring stock, by a majority of the corporators named in the first section, at such time and place as may be named by such majority, giving ten days' notice of such time and place of meeting.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1252.

A Further Supplement

To an act to incorporate the Wilkesbarre and Pittston Railroad Company, approved April fifteenth, Anno Domini one thousand eight hundred and fifty-nine, authorizing said company (now the Danville, Hazleton and Wilkesbarre Railroad Company) to erect a telegraph along the line of their railroad, et cetera.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said railroad company is hereby authorized to construct, erect and maintain a telegraph line along their said railroad or branches, and connect the same with other lines of telegraphs at either end, subject to all the restrictions, limitations and penalties contained in the general laws of this commonwealth regulating telegraphs, and may also receive and transmit messages to be sent by other persons desiring the use of the same, on such terms and conditions as the said company may from time to time ordain; and that the said railroad company may connect their said railroad at Hazleton or Janesville, with the Lehigh Valley railroad.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twentieth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1253.

A Supplement

To an act, entitled "An Act to incorporate the Eagle Gold Mining Company," approved the twenty-third day of March, Anno Domini one thousand eight hundred and sixty-five, authorizing said company to levy and collect assessments, with power to reduce their capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the Eagle Gold Mining Company shall have and they are hereby accorded power to levy assessments upon the capital stock of said company from time to time, at the discretion of the board of directors, payment whereof shall be enforced in the mode provided by the seventeenth and eighteenth sections of an act, entitled "An Act relating to corporations for mechanical, manufacturing and mining purposes," approved July eighteenth, Anno Domini one thousand eight hundred and sixty-three. Authorized to levy assessments upon capital stock.

SECTION 2. The said Eagle Gold Mining Company shall have and they are hereby accorded power from time to time to reduce their capital stock, at the discretion of the board of directors; such reduction to be made agreeable to the provisions of the twenty-second section of the act, entitled "An Act, et cetera," approved July eighteenth, one thousand eight hundred and sixty-three. Authorized to reduce capital stock.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1254.

An Act

To incorporate the Wyoming County Savings Bank.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Corporators.	That J. C. Wright, O. S. Mills, Daniel Wright, J. W. Lyman, and all other persons who shall hereafter become stockholders in the company incorporated, shall be and are hereby created
Name.	a body corporate, by the name of the Wyoming County Saving Bank, and by that name they shall be capable by law to
Powers and privileges.	hold and dispose of property, to sue and be sued in any court whatever, to make, have and use a common seal, and to alter and renew the same at pleasure, to make and put in force all such by-laws, ordinances and regulations necessary for conducting the business of the corporation, and generally to do every act and thing necessary to carry into effect the provisions of this enactment, and to promote the object and design of this act of incorporation, to be located in the borough of Tunkhannock, Wyoming county: <i>Provided</i> , That a misnomer of the said corporation, in any instrument, shall not vitiate the same, if the intent of the parties can be clearly ascertained.
Misnomer.	
Purpose.	SECTION 2. That the purpose of this act is to organize and incorporate a savings bank and loan company; that the business of the said corporation shall be to receive on deposit, from all persons who shall offer the same, any sum or sums of money not less than one dollar, and to transact any other business transacted by banks in this commonwealth: <i>Provided however</i> , That nothing in this act shall be construed to authorize the issue of circulating notes; such deposits to be paid to such depositors with interest, at such rates as may be fixed annually by the directors, in lawful money, national bank notes or notes of banks incorporated in the state, at par, in any sums not less than one dollar, when required during business hours: <i>Provided</i> , That unless otherwise agreed at the time of making the deposit, not more than twenty-five (\$25) dollars shall be required to be paid to any one depositor, upon any one day, unless written notice of the sum intended to be demanded shall have been given at least ten (10) judicial days before the time when such payment is required to be made; that deposits made by married women and minors may be repaid to them, and such re-payment, made upon their orders, checks or receipts, shall discharge said corporation from any further claims for the same; and deposits so made by married women or minors shall not at any time be subject to the claim or demand of, or payable to the husbands of said married women, or the guardians of such minors.
Business.	
Prohibition.	
Payment of deposits.	
Notice required where amount exceeds \$25.	
Deposits by married women or minors.	
Capital to be raised for security of depositors.	SECTION 3. That for the security of the depositors of the said corporation, it shall be the duty of the persons named in the first section, and such others as may become associated with them as stockholders in the company incorporated, to raise and form a capital of fifty thousand (\$50,000) dollars, to be divided into shares of one hundred (100) dollars each, and paid in as shall be required by the board of directors; but one-half thereof shall be paid in before the said corporation shall commence business; the directors of the said corporation may increase the capital stock thereof as they shall from time to time elect, to an amount not exceeding two hundred thousand (\$200,000) dollars: <i>Provided</i> , That the stockholders, at the time of such increase, shall each be enti-
Increase of capital stock.	
Proviso.	

tled to a *pro rata* share of such increase, upon the payment of the par value thereof; said right to be forfeited, if not availed of within ten (10) days of the time fixed for the subscription by public notice.

SECTION 4. That the said corporation shall have authority to invest its funds in the purchase of the stocks of this commonwealth, or of the United States, or other stocks or bonds, or real or personal securities, or in such other manner as may be deemed appropriate and safe.

Investment of funds.

SECTION 5. That the directors shall have power by their by-laws to prescribe the form of certificates to be issued to depositors, and the mode of making them transferable, the time and mode of electing directors and officers, the method of filling vacancies in the board of directors, the qualifications of directors and officers, and may add to the number of directors in such manner as the by-laws shall prescribe; but the whole number of directors shall at no time exceed nine (9.)

Powers of directors.

Number of directors.

SECTION 6. That there shall be a meeting of the majority of the persons named in the first section on such day, within twelve months from the passage of this act, as a majority of them shall appoint, for the purpose of receiving subscriptions for the stock of said corporation, and choosing from among the subscribers five directors to manage the affairs of the said corporation; said directors shall choose from their own number a president, and may appoint and remove at will such other officers as they shall deem necessary; said directors and president to remain in office until a new election shall take place, as provided in the by-laws, and to have and to exercise all of the rights, powers and privileges which are intended to be hereby given.

Meeting of corporators.

Purpose of meeting.

Officers.

SECTION 7. That the real estate which it shall be lawful for said corporation to hold shall be only such as is requisite for the accommodation and convenient transaction of its business, and such as it may find necessary to purchase at judicial sale or otherwise, to secure debts due it; and that in all cases of loans upon real estate, the expenses of searches, examinations of certificates and recording papers, shall be paid by the borrower.

Real estate.

Expenses of searches, &c., to be paid by borrower.

SECTION 8. That the directors, at their first regular meeting in January of each year, shall regulate and fix the rate of interest to be paid upon deposits for the ensuing year; that interest shall not be allowed to any depositor until his deposit shall amount to three dollars; that interest shall be calculated by calendar months only, and no interest to be allowed for the fraction of a month.

Interest on deposits.

SECTION 9. That it shall be the duty of the directors of said corporation, on the first Monday of January and July in each year, to make and declare, out of the net proceeds and profits of the business of the said corporation, a dividend of so much thereof as they may deem best, and the same to pay over to the stockholders or their legal representatives within ten (10) days thereafter: *Provided*, That if the directors shall declare and pay any dividend, from any source whatever, other than the net profits and gains of the business of said corporation, or shall receive from any person or persons any deposit after

Dividends.

the assets of the said corporation shall have become depreciated in cash value below the whole amount of the deposits with and debts of the said corporation, and fifty per centum of its capital paid in, they shall become and be, and, so long as said depreciation continues, shall remain, jointly and severally, personally liable to the depositors with and creditors of said corporation, for any deficiencies existing to them or any or either of them, after their remedies against the said corporation shall have become exhausted.

Shares transferable.

Votes.

Failure to pay instalments.

Books to be open for inspection.

Officers and agents to give security.

Portions of by-laws and regulations to be put up in office.

Limitation.

Reservation.

Proviso.

Bonus and taxes

SECTION 10. That the shares of the capital stock of said corporation shall be transferable on its books, in such manner as may be designated by the law thereof; that each stockholder shall be entitled to cast one vote in person or by proxy for each and every share of stock by said stockholder then owned; that if any person or persons shall subscribe to the original or the increase stock of said corporation, and shall omit to pay for same for the period of thirty (30) days after the time prescribed for the payment thereof, the moneys thereof paid by such subscriber, and the stock by him or her subscribed for, shall be forfeited to said corporation; and the directors of the said corporation may sell and dispose of said stock as they may deem most advantageous to said corporation; that the books of said corporation shall, at all times during business hours, be open for the inspection of such agents as the legislature shall appoint for that purpose.

SECTION 11. That the officers and agents of the said corporation, upon entering upon the discharge of their duties, shall give bonds in such an amount as the directors shall fix, for their fidelity and good conduct, and for the safe-keeping and appropriation of all such sums of money as shall be placed in their charge by depositors and others; and that the directors of said corporation may require an increase of the amount of said bonds, whenever they deem necessary; that such portions of the by-laws and regulations of the said corporation, as relate to the receipt and payment of deposits, and to the rate of interest paid thereon, shall be put up in a conspicuous place in the office where the business of the said corporation is transacted.

SECTION 12. That this charter shall continue in force for a period of twenty (20) years; but the legislature reserves the right to alter, revoke or annul the same at any time when it shall be deemed necessary for the public good: *Provided however*, That no injustice shall be done to the corporators: *And provided further*, That the said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1255.

A Supplement

To the act to incorporate the Northampton County Mutual Horse and Carriage Insurance Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the limits within which the insurance of the company, incorporated by the act to which this is a supplement, is confined, by the fourth section of said act, be and the same are hereby enlarged so as to embrace the whole of the townships of Lower and Upper Mount Bethel, in Northampton county.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-second day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1256.

An Act

For the relief of Gorden Swetland, recruiting officer for the One Hundred and Fifteenth regiment, Pennsylvania volunteers.

WHEREAS, Gorden Swetland was, by order of Governor Andrew G. Curtin, dated June third, one thousand eight hundred and sixty-two, authorized to recruit a company for the One Hundred and Fifteenth regiment, Pennsylvania volunteers, which said order directed him to proceed to Wyoming county, open an office and recruit for said company:

And whereas, Said Swetland was so employed for a period of about three months, and did recruit twenty-two men, who were sworn into the service of the United States; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general and state treasurer be and they are hereby authorized and directed to adjust the claim of said Gorden Swetland, and allow him so much as in their judgment

he may equitably be entitled to for the services rendered by him ; and the auditor general is hereby authorized to draw his warrant for whatever sum may be found due to said Swetland, which shall be paid out of any moneys in the treasury not otherwise appropriated.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1257.

An Act

To establish a ferry over the Susquehanna river, at Jayne's ferry, in Wyoming county.

Ferry authorized.

Location.

Rights and privileges.

Damages.

Ferry to be kept in good order.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Jayne, (second,) his heir or assigns, are hereby authorized, at their own expense, to make good and convenient landings on each side of the Susquehanna river, to wit: On land owned by said Jayne, on the east side of said river, in the township of Washington, Wyoming county, where now a ferry is kept and maintained by said Jayne, and on the west side of said river, at or near where said Jayne now occupies, for receiving and discharging passengers from said ferry, in the township of Mehoopany, in said county, and to use the river between said points as a public ferry, and also the right and privilege of erecting posts on land contiguous thereto, and to extend across said river a rope, chain or wire, in order to facilitate the crossing of said stream: *Provided,* That the said William Jayne, (second,) his heirs or assigns, shall pay to the owner or owners of the land or lands on the west side of said river, on which the said landing may be made, or the said posts erected, all damages which may accrue to said owner or owners in consequence thereof; which said damages, if they cannot be amicably arranged, shall be assessed by a jury of three persons appointed by the court of quarter sessions of Wyoming county; and their report and proceedings shall be the same, in every respect, as in the case of opening public roads under existing laws.

SECTION 2. That the said Jayne, his heirs or assigns, shall keep said ferry in good order and repair, with good and suffi-

cient boats and careful and competent ferrymen, who shall, as occasion may require, attend for the purpose of carrying passengers, teams and carriages of all descriptions across said river, with all reasonable diligence and care; for which the said Jayne, his heirs or assigns, shall receive such toll or fare as is customary for ferries in such localities.

SECTION 3. That the said Jayne, his heirs or assigns, shall in no way obstruct the navigation of said river. Navigation not to be obstructed

SECTION 4. That if any person or persons shall in any way wilfully injure or destroy any boat, craft or other fixtures belonging or annexed to said ferry, the said person, so offending, shall pay to said Jayne, his heirs or assigns, the sum of fifty dollars, besides the damages sustained, to be recovered as debts of like amount are by law recoverable. Penalty for injuring boats, &c.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1258.

An Act

To authorize the managers of the Uniontown Gas and Water Company to transfer its franchises.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the managers of the Uniontown Gas and Water Company, with the consent of the subscribers to the stock, are authorized and empowered to transfer the franchises of said company to such individual, firm or company, as they may agree with; and the individual, firm or company, to whom the same may be transferred, shall have, possess and enjoy all the powers, privileges, franchises and immunities conferred by the act incorporating the said company, and the supplements thereto, and be subject to all the limitations, conditions and restrictions contained in the same: *Provided*, That the individual, firm or company to whom said transfer may be made, may, at his or their option, reduce the number of managers, or dispense with the same and other officers altogether: *And provided also*, That the managers of said company shall have authority to make a contract with the individual, firm or company to whom the transfer as aforesaid may be made, as

to the price of gas and water, or either, to be furnished the citizens, corporations, et cetera, which contract shall be binding; and in no case shall any consumer be required to pay a greater sum for gas or water, than that stipulated in said contract.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-sixth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1259.

An Act

To incorporate the Meadville Co-operative Store of Meadville, Crawford county, Pennsylvania.

Corporators.	SECTION 1. <i>Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,</i> That W. W. Glenn, John Pierpont, J. A. Cooper, W. O. Tabbs, W. B. Clay, J. W. Giddings, J. E. Pollay, B. Bennett and W. G. Welch, and such other persons as shall be associated with them, be and they are hereby created a body politic and corporate, by the name, style and title of the Meadville Co-operative Store of Meadville, Crawford county, Pennsylvania, with a capital not exceeding fifty thousand dollars, which capital shall be divided into shares of ten dollars each.
Title.	
Capital.	
Officers.	SECTION 2. That the officers of said corporation shall be such as said corporators may think necessary, and shall be elected by ballot at such times and in such manner as the rules and by-laws of the corporation may direct.
Seal.	SECTION 3. That this corporation shall have authority to hold and use a common seal, and the same to change, alter or amend at pleasure, and by the name, style and title aforesaid shall be able and capable in law to sue and be sued, plead and be impleaded in any court of this commonwealth or elsewhere.
Privileges.	
By-laws.	SECTION 4. That the members of the corporation shall have full power and authority to make such rules or by-laws as shall be necessary for the government and promotion of the interests of said corporation: <i>Provided,</i> That no such rule or by-laws shall be valid if inconsistent with this act or the constitution and laws of this state or of the United States.
Proviso.	
Object.	SECTION 5. That the object of the corporation shall be the establishment and maintenance of one or more stores for the

sale of groceries, provisions, produce, fuel and other articles of necessity or common household use, et cetera, for the use of the members of or dealers at said stores.

SECTION 6. That the location of said stores shall be in Location Meadville, Crawford county, Pennsylvania.

SECTION 7. That the stockholders of said company shall be jointly and severally liable, in their individual capacities, Liability of stockholders. for all debts and contracts made by said corporation.

SECTION 8. That this corporation shall pay into the treasury of the commonwealth a bonus of one-half of one per cent. on the capital stock hereby authorized or hereafter created, in four equal annual instalments, and such taxes on dividends as is or may be provided by law; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, Taxes on dividends. Further liability of stockholders. and for all materials furnished to said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of the act incorporating the Lackawanna Coal and Iron Company, approved the fifth day of April, one thousand eight hundred and fifty-three.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1260.

An Act

To incorporate the Allegheny Silver Mining Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That J. F. Slagle, William M'Cleery, Russell Errett, R. W. Mackey, John Paul, Edward House, William Fullerton, Frederick H. Connant, Thomas S. Bigelow, Thomas M. Bayne, and their successors and assigns, be and they are hereby created a body politic, by the name, style and title of the Allegheny Silver Mining Company, and by such name and title shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving in its corporate name, property, real, personal and mixed, and of holding and improving lands in any of the territories of the United States or provinces of Mexico, or in any state west of the Missis-
Corporators.
Title.
Powers and privileges.

sippi river, with the consent of the authorities thereof, and to obtain therefrom any and all metals, minerals and other valuable substances, whether by working, mining, leasing or disposing of privileges to work or mine such lands, or any part thereof, and to erect such buildings, work or other improvements as may in the judgment of the board of managers of said corporation properly appertain to said business, and to use, let, lease, sell or work the same; to transport to market and dispose of the product of all such lands, mines and works as they may deem proper.

By-laws.

SECTION 2. That the said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to amend, add to, alter or repeal at their pleasure, so that such by-laws be not repugnant to the constitution of the United States or of this commonwealth, or to the provisions of this act, and to have and use a common seal, and the same to alter at pleasure, and to issue certificates of stock, representing the value of their property, in such form and subject to such regulations and assessments, not exceeding in the aggregate the sum of two hundred thousand dollars, as they may from time to time by their by-laws prescribe, and to regulate and prescribe in what manner their contracts and obligations shall be executed; the capital stock of said company shall be twenty thousand dollars, with power to increase the same to two hundred thousand dollars.

Seal.
Certificates of
stock.

Contracts,
Capital stock.

Directors.

SECTION 3. That the corporators named in this act shall elect persons to serve as directors of the company, of such number and with such qualifications as may be prescribed by their by-laws, a majority of whom shall constitute a quorum for the transaction of business; they shall hold their office until their successors shall have been elected in accordance with the by-laws.

Officers.

SECTION 4. That it shall be lawful for said company to establish the necessary offices, and appoint agents for the transaction of their business, wherever the same may be located, and to have their principal office in the United States, in such place as they may deem expedient, at which place it shall be lawful to hold all meetings for the transaction of the business of the company.

Reservation.

SECTION 5. That the legislature reserves the right to repeal this act after the expiration of twenty years.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-seventh day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1261.

An Act

To incorporate the American News Association.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That L. C. Evans, A. K. Pedrick, W. Williams, A. Knight, Corporators. and such other persons as may become associated with them, be and they are hereby created into a body politic and corporate, by the name, style and title of the American News Title. Association, and as such corporation shall have authority to hold and use a common seal, and the same to change, alter and amend at pleasure; and by the style and title aforesaid, shall Powers and privileges. be capable in law to sue and be sued, and the company may make all needful rules and regulations and by-laws for the well ordering of the business and affairs of the corporation, and elect or appoint such officers and agents as may by them be deemed necessary: *Provided,* That no such by-laws or regulations shall in any wise conflict with or be contrary to the laws and constitution of this commonwealth, or the laws and constitution of the United States.

SECTION 2. That the business of said corporation shall be Business. the collection and distribution of news to such persons or corporations, or to such newspapers, and under such terms, as the directors may prescribe.

SECTION 3. That the capital stock of the said corporation shall Capital stock. be one thousand shares, of the par value of twenty-five dollar each, with power to increase as may be deemed necessary to carry out the objects of the corporation; and said corporation shall have power, by a vote of the majority of its directors, to unite its capital stock with that of any other corporation, the May unite capital stock with that of another corporation. assistance of which it may deem necessary in the promotion of its business; and the two stocks when united shall form a common stock; and the two companies, so united, may agree upon a new corporate name, a certificate of which agreement shall be filed in the office of the secretary of the commonwealth, Companies united may agree upon corporate name. signed by the presidents of the respective companies, and attested by their corporate seals; and the new corporation shall have all the powers contained in the respective charters of the two companies which have united; the said American News Company may proceed to business when ten per cent. of its capital stock shall have been subscribed. Powers of new corporation.

SECTION 4. That the directors of said company shall have power to exact bonds if they deem necessary, with sureties, from any or all of their employees, for the faithful discharge of their duties; and may purchase, hold, mortgage or dispose of such real estate as may be deemed necessary to carry out the objects of the company, as set forth in the second section of this act. Directors may require employees to give security. Real estate.

Election of directors.

SECTION 5. That the persons named in this act, or a majority of them, shall call a meeting of the corporate body hereby created, for the purpose of choosing four directors for the management of the affairs of the corporation, which four directors shall hold their office until the stockholders, at a meeting to be called for that purpose, shall elect a new board of such number as the stockholders shall designate; and the directors shall thereafter be elected annually.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The thirty-first day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1262.

An Act

To incorporate the York County Iron Company.

Corporators.

Title.

Privileges.

Capital stock.

Payment of subscriptions.

May issue bonds

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Jacob Jameson, Charles M. Ness, Edward Hughes, David E. Small, Henry Kraber, and such other persons as shall be associated with them, and their successors, be and the same are hereby created into a body corporate and politic, by the name, style and title of the York County Iron Company, by which name, style and title said corporators and their successors shall have perpetual succession, and enjoy all the privileges, powers, liberties, immunities and franchises usually appertaining to a corporation.

SECTION 2. That the capital stock of said company shall be five hundred thousand dollars, divided into shares of one hundred dollars each, with the power to increase the same from time to time to an amount not exceeding one million dollars; said increase and all transfer of stock to be made at such times and in such manner as the by-laws of said company may prescribe; and the subscription to the capital stock may be paid in money or in real or personal estate appropriate to the business contemplated by this act, at a bona fide cash valuation, to be agreed upon by a majority in interest of the subscribers and stockholders; and the said corporation may issue bonds bearing interest not exceeding six per centum per annum, secured by mortgage or otherwise, and sell the same at their market value, notwithstanding it may be less than par: *Pro-*

vided, That no bond shall be issued for less than one hundred dollars. Proviso.

SECTION 3. That the affairs of said company shall be managed by a board of five or more directors, one of whom shall be the president, who shall be chosen by the stockholders ; the first election shall be held within one year after this act shall take effect, of which election public notice shall be given of at least three weeks, in one newspaper published in the county of York ; and subsequent elections shall be held at such time and place, annually, as the directors shall determine, of which the same notice shall be given ; all elections shall be by ballot, and every share of stock subscribed, and the required instalments paid in, shall entitle the holder to one vote in person or by proxy : *Provided*, That in case of failure to hold an election under this act, the former directors shall continue in office until their successors shall be duly elected ; and in case of the death or resignation of any director, the remaining directors may elect a person to serve instead until the next annual election. Management.
Election of directors.
Failure to hold elections.
Vacancies.

SECTION 4. That this corporation shall have authority to adopt and use a common seal, and the same to change, alter or amend at pleasure, and by the name, style and title aforesaid shall be capable in law to sue and be sued before any court in this commonwealth, and may do and make all needful rules, regulations and by-laws for the well ordering of the business affairs of the said corporation, so that the same shall in no wise conflict with or be contrary to the laws and constitution of the commonwealth or of the United States. Seal.
By-laws, &c.

SECTION 5. That the said corporation, by the name, style and title aforesaid, may purchase, take, receive and hold lands and mineral rights in fee simple, or for less estate, with the appurtenances, in York and Adams counties of this state, and in any of the adjoining states : *Provided*, That such lands in fee simple, in the state of Pennsylvania, shall not exceed at any one time three thousand acres, with power to improve, mortgage, sell, lease or otherwise dispose of the same, or any part thereof ; and the capital of the said company may be employed in mining iron ore, manufacturing iron into any shape or form, mining limestone, fire-clay and other minerals, transporting and vending the same, and for such other objects as may be necessary or beneficial in the prosecution of said business, and to erect upon their lands such improvements, buildings, manufactories, mills, fixtures, machinery, furnaces, forges, et cetera, and to use and work the same, as a successful prosecution of said business may require. May hold lands and mineral rights.
Proviso.
Employment of capital.
Improvements, buildings, &c.

SECTION 6. That it shall be lawful for said company to lay out, construct and operate a railroad from any portion of their lands, and to cross at grade other railroads, or to connect with other railroads, canals or slack-water navigation, now built or which shall hereafter be built : *Provided*, That the length of said railroad or railroads shall not severally exceed ten miles, and that in the construction of the same, the said company shall have all the powers and privileges, and be subject to all the limitations and restrictions of an act regulating railroad companies, approved the nineteenth day of Feb- May construct a railroad.
Proviso.
Subject to.

ruary, Anno Domini one thousand eight hundred and forty-nine, and the supplements thereto.

Dividends.

SECTION 7. That dividends may be declared and paid whenever the directors deem it advisable; but said dividends shall in no case exceed the amount of actual profits acquired by the corporation; and said company shall pay into the treasury of the state a bonus of one-half of one per centum upon the amount of the capital stock subscribed and paid in, payable in four annual instalments, the first whereof shall be paid in one year from the date hereof.

Bonus.

When act to take effect.

SECTION 8. That this act shall not take effect until one thousand shares shall be subscribed and ten per centum thereof paid in, of which a statement, containing the names of the subscribers and the amount subscribed by each, shall be given to the governor, to be filed in the office of the secretary of the commonwealth; whereupon the governor shall issue letters patent to the corporators.

Letters patent.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1263.

A Further Supplement

To an act, entitled "An Act to incorporate the York Gas Company," authorizing an increase of the capital stock.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the York Gas Company, now or that may be hereafter elected, shall have authority to increase from time to time the capital stock of the company; such increase not to exceed twenty thousand dollars.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1264.

A Further Supplement

To the act to incorporate the Milford and Matamoras Railroad Company, approved the seventh day of April, Anno Domini one thousand eight hundred and forty-nine.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time for the completion of the Milford and Matamoras railroad, incorporated by an act of assembly, entitled "An Act to incorporate the Milford and Matamoras Railroad Company," approved the seventh day of April, Anno Domini one thousand eight hundred and forty-nine, be and the same is hereby extended for the further period of five years from and after the passage of this act.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1265.

An Act

To incorporate the Pottstown Gas and Water Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Thompson, Henry Geist, Joseph Mintzer, John C. Smith, William L. Sands, Jacob S. Yost, Mark H. Richards, Rufus B. Longacre, George Rice, Ephraim Hartranft, Charles E. Byers, H. H. Hartman, Joseph Potts, Jr., George R. Clark, William D. Evans, William L. Williamson, James E. Yeager, Henry Gabel, William Auchenbach, Henry Potts, Jr., Isaac Fegely, John W. Casselberry and John A. Andre, or such of them as may become stockholders, and their associates, successors and assigns, or persons who shall become stockholders, be and are hereby created and made a body politic and cor-
porators.

Name.	porate, by the name and style of the Pottstown Gas and Water Company, for the purpose of making, raising and introducing into the borough of Pottstown, a sufficient supply of gas and pure water; said water to be obtained from the river Schuylkill, or any convenient source; said company to have a capital of seventy-five thousand dollars, with the privilege of increasing to one hundred thousand dollars, to be divided into shares of such size as may be agreed upon by the corporators, and shall be organized and managed under the same provisions as the act to provide for the incorporation of the Laporte Gas and Water Company, approved April thirteenth, one thousand eight hundred and fifty-nine.
Purpose.	
Capital.	
How organized, &c.	
Assessment and collection of tax authorized.	
Proviso.	SECTION 2. That the president and managers of said company shall be and are hereby authorized to lay and assess yearly, and every year, a tax, to be called a protection tax, upon the owners or occupiers of lots having any building or buildings erected thereon, bounding on a street where a water pipe of said company is laid opposite thereto, or within one hundred yards of said pipe, and that the president and managers shall have power to collect the said protection tax as debts are now collected by the laws of this commonwealth; and that said board of managers shall have the right to make such abatements and exonerations as to them may seem just and reasonable: <i>Provided</i> , That each protection tax shall not exceed the sum of five dollars on a front not exceeding thirty feet: <i>And provided further</i> , That no such protection tax shall be laid and assessed upon lots whose owners or occupiers pay water rents for the use of said lots of the water furnished by the company: <i>Provided</i> , That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.
Proviso.	
Bonus and taxes	

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1266.

An Act

Increasing the capital stock of the American Button Hole, Overseaming and Sewing Machine Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the capital stock of the American Button Hole, Over-seaming and Sewing Machine Company may be increased by its board of directors, by and with the consent of the stockholders, by the addition to the same of any number of shares not exceeding ten thousand; each of said shares to have the par value of twelve dollars and fifty cents; and the said directors are authorized hereby to issue the same in such amounts and at such times and upon such terms as they may approve.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The second day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1267.

An Act

Relative to the estate of George Lohr, deceased, Jackson township, Northumberland county.

WHEREAS, In the years one thousand eight hundred and sixty-four and one thousand eight hundred and sixty-five, George Lohr, of Jackson township, Northumberland county, was one of the supervisors of said township, and while acting in that capacity, a call was made by the President of the United States for volunteers for the army of the United States to suppress the rebellion: Preamble.

And whereas, In order to fill the quota of said township of Jackson, it became necessary to borrow money to procure volunteers for that purpose:

And whereas, The said George Lohr, supervisor as aforesaid, procured loans to the amount of about five thousand dollars, and gave his own notes for the payment of the same, and expended the money for the use of said township in procuring volunteers:

And whereas, The said George Lohr died before he could collect the full amount from the township for which he was liable, the said township being now indebted to his estate about sixteen hundred dollars; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That from and after the passage of this it shall be the duty of the auditors of the township of Jackson, in the county of Northumberland, and they are hereby required, to meet

Auditors to meet with executors and re-audit claim.

Supervisors to
levy tax.

Appeal author-
ized.

Refusal of audi-
tors to meet
executors, rela-
tive to.

with the executors of the estate of George Lohr, deceased, within ten days after notice given to them by the executors aforesaid, or some person for them, and re-audit the claim of the said estate against the township of Jackson, and after having heard the executors and the evidence, to certify to them the amount due from the said township to the estate of said George Lohr, deceased, if any; and it shall be the duty of the supervisors of said township of Jackson, upon presentation of said certificate, to levy and collect a tax for the payment of the same: *Provided however*, That either the executors aforesaid, or the township of Jackson, shall have the right to appeal from the report of the said auditors to the common pleas of Northumberland county, within thirty days after the report shall have been made.

SECTION 2. That if the said auditors, after notice given, shall refuse to meet the executors aforesaid, they shall be deemed guilty of a misdemeanor in office, and liable to all the pains and penalties now by law inflicted upon persons guilty of a misdemeanor in office.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1268.

An Act

For the relief of A. P. Heichhold, late surgeon of the One Hundred and Fifth regiment, Pennsylvania volunteers.

WHEREAS, Colonel A. A. McKnight, late of the One Hundred and Fifth regiment, Pennsylvania volunteers, was authorized by the secretary of war to recruit a regiment in July, one thousand eight hundred and sixty-one, and on the first day of August, one thousand eight hundred and sixty-one, appointed Doctor A. P. Heichhold as surgeon of his regiment, who immediately entered on his duties as such surgeon, and aided also in the raising of men for the said regiment, united his muster into the United States service October fifteenth, one thousand eight hundred and sixty-one:

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the auditor general and state treasurer be and are hereby authorized to examine the claims of Doctor A. P. Heichhold, late surgeon of the One Hundred and Fifth regiment, Pennsylvania volunteers, for services as surgeon of such regiment from August first, one thousand eight hundred and sixty-one, until October fifteenth, and if they find he entered on duty as such surgeon, under authority from the colonel of the regiment, on August first, one thousand eight hundred and sixty-one, and continued in such service until his muster into United States service on the fifteenth day of October, one thousand eight hundred and sixty-one, to direct the payment of his claim; and the auditor general shall issue his warrant therefor, which shall be paid by the state treasurer out of money not otherwise appropriated.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON.

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1269.

An Act

To establish a ferry over the Susquehanna river, at or near Union Furnace, in the county of Union.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, shall have the right and privilege, at their own expense, to make good, sufficient and convenient landings and roads to the nearest public highway to said landings, on the east and west sides of the Susquehanna river, at or near Union Furnace, in the township of Union, Union county, thence to the township of Chillisquaque, in Northumberland county, to use said property for a public ferry: *Provided*, That should any private property be injured by making such landings or roads, that said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, shall pay all such damages, to be assessed in the same manner as damages for the opening of private roads are assessed; but the said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, or their assigns, are to have the right to enter upon

Ferry authorized.

Location.

Damages.

Certain provisions given to courts of Union county. the lands and make such landings and roads as are necessary immediately: *Provided*, That the provisions of the act of March fourteenth, one thousand eight hundred and fifty, giving to the courts of quarter sessions of the counties of Northampton and Monroe the right to fix and adjust the rates of tolls, be given to the courts of Union county.

Ferry to be kept in good order. SECTION 2. That the said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, shall keep the said ferry, roads and landings in good order and repair, fit for the transportation of travelers, teams and carriages of all descriptions, and keep good and sufficient boats and other crafts, and competent, careful, sober ferrymen, who shall constantly, as occasion may require, attend for the purpose of carrying passengers, teams, carriages, and so forth, across said river with reasonable diligence and care.

Tolls. SECTION 3. That said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, as a remuneration for keeping up and in good repair the said landings, ferry and roads, shall receive, for carrying persons, teams, carriages, and so forth, across said river, tolls not exceeding the following rates: For each foot-person, ten cents; each person and horse, twenty cents; for each one horse carriage or wagon, twenty-five cents; for each two horses and wagon, thirty cents; for each two horses and spring carriage, thirty cents; for each four horses and wagon, fifty cents, and for each additional horse, five cents; for each horse without rider, ten cents; for each yoke of oxen, twenty cents; for each head of horned or neat cattle, led or driven, five cents; for each head of sheep or swine, three cents; and for all things not enumerated in this list, the amount received by other ferries of like character crossing said river; and to have the right to extend a rope or wire across the river if they deem it necessary or advisable to facilitate crossing: *Provided*, That said rope or wire shall be elevated or arranged so as not to obstruct or retard the navigation of said river.

Rope or wire may be extended across river.

Penalty for injuring property. SECTION 4. That if any person or persons shall wilfully pull down, cut or break, or in any way injure or destroy any rope, wire, boat or other property, or shall take from its mooring any craft or boat belonging to said ferry, he, she or they, so offending, shall each of them forfeit and pay to the said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs or assigns, the sum of thirty dollars in addition to all damages sustained by the owner or owners of said ferry, to be recovered as debts of like amount are by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

Prohibition. SECTION 5. That all persons, except the said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, are hereby prohibited from using said Susquehanna river for the purpose of a ferry, within the distance of three miles of said established ferry; and any person or persons violating the provisions of this section of this act, shall forfeit and pay to said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, the sum of fifty

Penalty.

cents for each traveler, team, head of cattle, horse or carriage ferried over the said river, within the above-mentioned bounds, to be recovered as the penalties in the fourth section of this act are recovered.

SECTION 6. That whenever the said Levi Rook, A. Knease, B. C. Ammons and John K. Kremer, their heirs and assigns, shall neglect or refuse to comply with the provisions and requirements of this act for the period of thirty days, when ferriage over said river is practicable, they shall relinquish, forfeit and lose all rights and privileges secured and required by this act; otherwise it shall be and remain in full force.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1270.

An Act

To incorporate the Chester Wharf and Shipping Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William H. Green, Samuel H. Stevenson, Norris L. Yarnall, Samuel Montgomery, Christopher Blakeley, William Ward and George Baker, and all such persons, corporations or firms as may become associated with them, and their associates, or any three of them, be and they are hereby created a body politic, by the name, style and title of the Chester Wharf and Shipping Company, and by such name and title shall have perpetual succession, and shall be capable of suing and being sued, impleading and being impleaded, and of granting and receiving, in its corporate name, property, real, personal and mixed, and of holding and improving lands, either in the city or township of Chester, in said county of Delaware, and to erect and build thereon wharves, docks, warehouses, elevators and such other buildings, machinery and appurtenances as may be expedient for building or repairing vessels, or for storing or shipping products: *Provided*, That any of the said erections, extending beyond low water mark in the river Delaware, shall be subject to the jurisdiction of the board of wardens of the port of Philadelphia.

Powers and
privileges.

Capital stock.

SECTION 2. The capital stock of the said company shall be twenty-five thousand dollars, divided into shares of fifty dollars each, with power to increase the same from time to time, by a vote of the stockholders, to an amount not exceeding two hundred thousand dollars; and that the said company shall also have power to connect its said wharves, docks and appurtenances, or any of them, by rail, with any other business establishment in the said city or township, and to transport materials and merchandise over the same, and also to connect its said docks, wharves and appurtenances, or any of them, by rail, with any railroad in the said county of Delaware, with the same powers and privileges, in the same manner and subject to the same restrictions as are provided by act of general assembly of this commonwealth, approved February nineteen, one thousand eight hundred and forty-nine, and the several supplements thereto.

By-laws.

SECTION 3. That the said company shall have power to make such by-laws as they may deem proper to enable them to carry out the objects of the corporation, and the same to alter, amend, add to or repeal at their pleasure: *Provided*, That such by-laws shall not be contrary to the constitution of this commonwealth or the provisions of this act, and to adopt a common seal, and the same to alter at pleasure, and to issue certificates of stock, to borrow money upon such terms as the board of directors may deem best, issue bonds or other evidences of indebtedness therefor, in such form and denominations as the board may fix, and secure the same by mortgage or other means on their property and franchises, in such form and subject to such regulations as they may from time to time by their by-laws prescribe, and to regulate and prescribe in what manner and form their contracts and obligations shall be executed, and to lease, sell or work their said lands, wharves, docks, warehouses, elevators and appurtenances or any of them, or any part thereof.

Seal.

Certificates of stock, &c.

Directors.

SECTION 4. That the incorporators named in this act shall select persons to serve as directors, a majority of whom shall constitute a quorum for the transaction of business, and shall hold their offices until their successors shall have been elected in accordance with the by-laws.

Bonus and taxes

SECTION 5. This company shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be provided by law.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The third day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1271.

An Act

To annul the marriage contract between Edmund B. Seymour and Clarinda W., his wife.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the marriage contract entered into between Edmund B. Seymour and Clarinda W., his wife, of the county of Cumberland, be and the same is hereby annulled and made void, and the said parties released, set free and forever discharged from said contract and the duties and obligations thereunder, as fully as if the same had never been made.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventh day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1272.

A Supplement

To an act to incorporate the Miyuga Iron Company, approved March twenty-third, eighteen hundred and sixty-seven.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the board of directors of the corporation organized under the above entitled act (the name of which has since been changed to Lehigh Iron Company, by the court of quarter sessions of Lehigh county) shall consist of not less than five nor more than thirteen stockholders, as may be provided by the by-laws; which by-laws may also provide what officers of the company may be elected by the stockholders and what officers appointed by the directors; and the right of the said Lehigh Iron Company to construct lateral railroads, in section four of the act of incorporation, be and is hereby enlarged to not exceeding ten miles instead of three miles; and the said

company shall have the right to use the water of any stream for supplying the boilers of the engines, and for other necessary and convenient purposes: *Provided*, If it be found necessary to convey the said water in pipes across land not owned by the company, the damages occasioned to the land owner thereby, if not amicably agreed upon, shall be fixed in the same manner as railroad damages are determined under the act regulating railroad companies, approved February nineteenth, Anno Domini eighteen hundred and forty-nine, and supplements thereto.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1273.

Supplement

To an act incorporating the Union Gold and Silver Mining Company, approved March twenty-third, one thousand eight hundred and sixty-five.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That D. B. M'Ginley, J. K. Fletcher and F. E. Hays shall be corporators in lieu of the corporators named in the act to which this is a supplement; and the said company shall have power to hold lands by lease or purchase, and to conduct their operations in any state, territory, kingdom or country they may think proper; and they shall have power to fix the amount of their shares of stock, and to secure their indebtedness by mortgage or otherwise, and to locate their principal office at any place most convenient to their works.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The eighth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1274.

An Act

To authorize the M'Cauley Railroad Company to sell the iron belonging to said company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the M'Cauley Railroad Company is hereby authorized and empowered to sell the iron belonging to said company: *Provided*, That all legal claims for land damages, made in constructing said railroad, shall first be settled and paid.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The ninth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1275.

An Act

To provide for the payment of the damages awarded to John F. Gross, J. Alexander Simpson, Jonathan Bonsall, William Keichline, John Todd and James Cochran, by reason of the occupation of their lands in the city of Philadelphia, by the commonwealth of Pennsylvania, under the act of May fifteen, Anno Domini one thousand eight hundred and sixty-one, entitled "An Act to create a loan and to provide for arming the state."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the attorney general, auditor general and state treasurer are authorized and required to examine whether any portion of the damages adjudicated in favor of John F. Gross, J. Alexander Simpson, Jonathan Bonsall, William Keichline, John Todd and James Cochran, arising from the occupation and use of their land and destruction of their property, situated in the Twenty-fourth ward of the city of Philadelphia, by the troops of the state, during the late war, are properly

chargeable to the state, under the eighth section of the act of April sixteenth, Anno Domini one thousand eight hundred and sixty-two, entitled "An Act to provide for the adjudication and payment of certain military claims," and to certify the amount or amounts if any is found to be due; and the auditor general is hereby authorized and directed to draw his warrant in favor of such of the above named parties, for such sum or sums so certified, and which shall be paid out of any funds in the state treasury not otherwise appropriated.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The tenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1276.

An Act

To authorize William Douglass, his heirs or assigns, to construct a bridge over the Youghiogheny river for the transportation of coal and other minerals.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Douglass, of Elizabeth township, Allegheny county, is hereby authorized and fully empowered to make, build and construct a bridge for the transportation of coal and other minerals over the Youghiogheny river, in the county of Allegheny, and to use the said bridge for the purpose aforesaid for himself, his heirs and assigns, and for that purpose to enter upon, dig, use, and appropriate so much land, stone, gravel and material as shall be necessary; said bridge shall commence on lands of John Weaver's heirs, in Elizabeth township, on the southerly bank of the said river; thence crossing said river and ending on land of said William Douglass, in Sewickly township, town of Markle, Westmoreland county: *Provided*, That before entering upon said lands, himself, his heirs or assigns shall apply by petition to the court of common pleas of said county for the appointment of viewers to assess the damages; and all the proceedings for the assessment of said damages shall be had under and in accordance with the lateral railroad laws of this commonwealth; and the rights hereby granted to said William Douglass shall be sub-

ject to the rights of the public to connect with and use the same as is provided in the lateral railroad laws of this commonwealth: *And provided*, That said bridge shall be constructed at least thirty-five feet above high water mark; and abutments shall not be put in the river so as to obstruct navigation; and the rights hereby granted shall be for the use and benefit of said William Douglass, his heirs or assigns, subject to the rights of the public as aforesaid.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1277.

An Act

Authorizing John Rynd, W. R. Purdue and Joseph Craig to erect a bridge over Oil creek, at or near the house lately occupied by John Rynd, in Cornplanter township, Venango county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That John Rynd, W. R. Purdue and Joseph Craig, their heirs and assigns, shall have the right and privilege, at their own expense, to build a bridge and to make good and convenient landings on each side of Oil creek: *Provided*, The said bridge

Erection of
bridge author-
ized.

so built shall not interfere with the navigation of said stream: *Provided also*, That the said John Rynd, W. R. Purdue and Joseph Craig, their heirs and assigns, shall pay the owner or owners of such lands all damages which shall be assessed by

Not to interfere
with navigation
Damages.

a jury of three persons appointed by the court of quarter sessions of Venango county; and their report and proceedings shall be the same in every respect as in the case of opening roads under existing laws.

SECTION 2. That the said John Rynd, W. R. Purdue and Joseph Craig shall receive the following rates of toll: For each

Tolls.

one horse cart, wagon or carriage, ten cents; for each two horses and wagon or carriage, twenty cents; for each horse and rider, ten cents; for each yoke of oxen, ten cents; each foot passenger, five cents round trip; the said John Rynd, W. R. Purdue and Joseph Craig shall be subject to all the restrictions and vested with all the rights, powers and privileges enumerated in an act, entitled "An Act regulating bridge

Subject to.

companies," approved the twelfth day of April, one thousand eight hundred and fifty-five.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twelfth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1278.

An Act

To empower Grafius Miller, late sheriff, and David Caldwell, late prothonotary of Huntingdon county, to sue for fees or costs.

Authorized to
sue for and re-
cover fees.

Service of pro-
cess on non-
residents.

Effect of service

Liability of par-
ties for fees.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That it shall be lawful for Grafius Miller, esquire, late sheriff of Huntingdon county, and for David Caldwell, esquire, late prothonotary of the county aforesaid, to sue any person or persons for, and recover any fee or fees due the late officers aforesaid, in all actions brought in the courts of said county, for official service performed during the official term of the late officers aforesaid, before any justice of the peace within the said county: *And it is further provided,* That when the person or persons so indebted for fees or costs as aforesaid, shall reside without the said county, the writ or summons in any such case shall be directed to a constable in the said county of Huntingdon, which said constable may be authorized by writing, endorsed on such writ of summons, to depute any constable in any other county in the state of Pennsylvania, in which the defendant or defendants shall reside, to execute said writ.

SECTION 2. Service of such writ, so made upon the defendant or defendants, shall have the same force or effect as if served by a constable of the said county of Huntingdon, within said county; and upon return of such writ the said justice of the peace shall proceed to trial and judgment as if such writ had been duly served within said county.

SECTION 3. That it shall be lawful for the late officers, as aforesaid, to sue for and recover such fees in the manner aforesaid, from the plaintiff before judgment, and from the party liable for the same after judgment, in any suit or suits in the court of common pleas of said county of Huntingdon, in which such fees shall have accrued.

SECTION 4. That the execution upon any such judgment shall be issued to a constable of said county of Huntingdon, and may be executed in any county of the state of Pennsylvania, by any constable deputed so to do, in the manner above provided for service of writ of summons. Executions.

SECTION 5. That in all suits hereafter to be brought in said county, by such officer or officers, for the recovery of fees, a certificate of the prothonotary of said county for the time being, under his hand and the seal of his office, that any bill of fees appears by the records of his office to be correct, shall be *prima facie* evidence that such fees are lawfully due and correct; and that no plea of the statute of limitations shall avail to defeat recovery for fees by said officers in pursuance of the provisions of this act. Prothonotary's certificate evidence of amount due.
Plea of statute of limitations not to defeat recovery.

THOS. J. McCULLOUGH,

Speaker of the House of Representatives *pro tem*.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1279.

An Act

To establish a ferry over the Delaware river, in Manchester township, Wayne county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Zillar Minard, his heirs and assigns, shall have the right to erect, keep and maintain a rope or wire ferry across the Delaware river, in Manchester township, Wayne county, to connect with the public highway on the opposite side of said river; also the right of landing, erecting posts and putting up a wire or rope on the land adjoining said ferry necessary to carry out the provisions of this act: *Provided*, That the said Zillar Minard, his heirs and assigns, shall pay to the owner or owners of the land on which the improvements hereby authorized shall be made, all damages which may accrue to said owners for such privilege; the damages to be assessed in the same manner as damages for the opening of private roads are now by law assessed: *Provided further*, That said rope shall be elevated so as not to obstruct the navigation of said river. Ferry authorized.
Damages.
Navigation not to be obstructed.

Ferry to be kept
in good order.

SECTION 2. That the said Zillar Minard, his heirs or assigns, shall keep and maintain said ferry in good order, for transportation of teams and passengers to accommodate the public, all of which shall be ferried with due diligence and care.

Penalty for inju-
ring property
belonging to
ferry.

SECTION 3. That if any person or persons shall injure any boat, cut any rope or wire, or in any way injure any of the property belonging to said ferry, he, she or they so offending, shall pay to the owner of said ferry, the sum of fifty dollars in addition to all damages sustained by said owner, to be recovered as debts of like amount are now by law recoverable, but without stay of execution or relief from any law of this commonwealth exempting property from levy and sale for debts.

Tolls.

SECTION 4. That the said Zillar Minard, his heirs and assigns, for keeping said ferry, shall be allowed to receive and collect from persons using the same, a compensation not exceeding the following rates: For each person ferried, five cents each way; each person and horse, ten cents; each single horse and wagon, twenty cents; each two horse team and wagon, thirty cents; for each yoke of oxen, ten cents, for ferrying across and back, or single trip.

Prohibition.

SECTION 5. That no person or persons shall be allowed to keep a public ferry within one quarter of a mile above or below said ferry.

THOMAS J. McCULLOUGH,

Speaker of the House of Representatives pro tem.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fourteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1280.

An Act

To incorporate the Manheim Slate Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That C. Leslie Reilly, Silas A. George, Theodore Lichtonthaeler, Edward E. Jones and Hiram Torrey, or a majority of them, their associates, successors and assigns, be and they are hereby constituted a body politic and corporate in law and equity, by the name of the Manheim Slate Company, and by that name shall have power to sue and be sued, plead and be impleaded, and to have and adopt a common seal, which

they may alter at pleasure ; the capital of the said company shall be two hundred and fifty thousand dollars, in shares of ten dollars each ; and the said company shall have power to buy or lease lands in Lancaster county, Pennsylvania, not exceeding five hundred acres, for the purpose of mining or quarrying and selling slate ; the principal office of said company shall be in the city of Philadelphia ; and they may adopt such rules and regulations as may be necessary for their government, not repugnant to the constitution and laws of this state or of the United States : *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1281.

An Act

To incorporate the Hunlock's Creek and Muncy Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John Koons, Myron Fellows, Nesbitt Harvey, W. S. Commissioners. Monroe, Ami Harrison, G. B. Nicholson, Bryce R. Blair, Ira Davenport, Geo. P. Steel, Peter Pursel and C. L. Lamberton, of Luzerne county, and Joshua Brink and Jonas Doty, of Columbia county, and A. J. Deitrick and Hugh Montgomery, of Lycoming county, or any five of them, are appointed commissioners to open books, receive subscriptions and organize a company, with power to construct a railroad from near the mouth of Hunlock's creek, in the county of Luzerne, through the township of Huntingdon to the borough of Muncy, in Lycoming county, by the name, style and title of the Hunlock's Creek and Muncy Railroad Company, with the right to connect with the Philadelphia and Erie, the Lackawanna and Bloomsburg railroad, or any other railroad now made or hereafter to be made within the counties of Luzerne and Lycoming, with the right to build branches not exceeding ten miles in length. Construction of railroad authorized. Title. Connections. Branches.

SECTION 2. The capital stock of said company shall be four hundred thousand dollars, divided into shares of twenty-five Capital stock

dollars each, one dollar on each share to be paid at the time of subscribing, the residue to be paid by instalments, as may be required by the directors, with the privilege of increasing the capital stock of said company from time to time to an amount sufficient to complete said road and provide the same with necessary cars, locomotives, machinery, depots, water stations, and whatever is necessary to a proper construction and working of said road.

President and directors authorized to borrow money and issue bonds.

SECTION 3. That in case the president and directors of said company may deem it necessary, in order to complete and equip said road, they are authorized to borrow a sum of money not to exceed in amount the capital required, and to issue bonds therefor, on the faith of the road, of not less than one hundred dollars each, at a rate of interest not to exceed seven per centum, and to be redeemed at such times as the president and directors may agree upon; said bonds to be secured by mortgage upon said road, its rolling stock, real estate and franchises of the company.

May use road when five miles are completed.

SECTION 4. As soon as five miles, at either end or at both ends of said road, may be completed, the company shall have full power to use it as such, to all intents and purposes, as far as completed.

Subject to.

SECTION 5. That said company shall be entitled to all the privileges conferred upon and subject to all the provisions of an act of assembly, entitled "An Act regulating railroads," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine, except so far as the provisions of said act are hereby supplied.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1282.

An Act

To incorporate the Lick Run Improvement Company.

Corporators.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John F. Weaver, Chester Manson, A. G. P. Dodge, E. B. Campbell, G. F. Coop, William Powell and such as may associate with them, by subscribing to the capital stock here-

inafter named, and their successors and assigns, be and they are hereby created a body corporate and politic, in deed and in law, by the name, style and title of the Lick Run Improvement Company, and by that name shall have perpetual succession, shall be able in law to sue and be sued, implead and be impleaded, may have a common seal, shall be competent to make by-laws and regulations for the government of the affairs of the corporation, and generally shall have power to do and perform all those acts that are usually necessary and proper to the efficient management and well being of the corporation hereby created.

Title.
Powers and
privileges.

SECTION 2. The said corporation shall have power and are hereby authorized to clear out, improve and use all and every part of Lick run, a branch of the West Branch of the Susquehanna river, in the county of Clearfield, from the month to the sources thereof; and the said corporation may erect dams therein in such manner and at such points as they may deem proper, and shall and may use all of said dams and the waters of said streams in the floating of saw logs down the same, and shall generally have the right to straighten, deepen, crib and widen the channel of the stream aforesaid, in such manner as they see fit, for the purpose aforesaid: *Provided*, That no injury shall be thereby done to private property outside of the limits of the stream aforesaid.

Authorized to
improve and
use Lick run.

Proviso.

SECTION 3. That the capital stock of the said corporation shall be ten thousand dollars, and shall be divided into two hundred shares of fifty dollars each; and the persons named in the first section of this act, or a majority of them, shall organize the said corporation by opening books for the receiving of subscriptions at the office of G. L. Reed and company, in Clearfield county, on the first Monday of August, one thousand eight hundred and sixty-nine, and then and thereafter a majority of the stock shall have been subscribed, the stockholders shall proceed to elect a board of directors to manage the affairs of said company, one of whom shall be the president of the company; and the election of the directors of the company shall take place annually on the first Monday of August, and each share of stock shall be entitled to one vote in said election; and if it shall happen that from any cause that the annual day of election shall pass without an election being held, the directors then in office shall remain such until their successors be elected and qualified.

Capital stock.

Organization.

Election of di-
rectors.

Failure to hold
election on day
appointed.

SECTION 4. The capital stock aforesaid shall be used in liquidating the expenses incurred in building dams and improving the navigation of the stream; and the directors are authorized to call in the stock in such manner and proportion as they may by the by-laws provide.

Capital stock,
how to be used.

SECTION 5. That the several provisions of the seventh, eighth, ninth, eleventh and twelfth sections of the act of assembly, entitled "An Act to incorporate the Anderson Creek Public Road and Navigation Company," approved twenty-eighth March, one thousand eight hundred and fifty-nine, be and they are hereby made applicable to the stream hereinbefore named, and the company hereby created; and all the tolls for the use of the navigation shall be payable, if no demand for the same

Certain provi-
sions made ap-
plicable to.

Tolls.

be made in advance, to the treasurer of the company, within ten days after the lumber shall have started in said stream, and on failure to make such payment, the party in default shall pay the tolls, with fifty per centum added thereto; and the logs so floated shall be subject to a specific lien for the said tolls, which said lien shall not be divested by any sale thereof, until the tolls be paid, except by a judicial sale; and said lien may be enforced, either by retention of possession or replevin of the logs, whenever and wherever they may be found.

To file bond to indemnify property holders.

SECTION 6. That said company shall file a bond in the court of common pleas of Clearfield county, in the sum of ten thousand dollars, to be approved by said court, conditioned to indemnify all property holders on said stream for any loss they may sustain by reason of said improvement, and by reason of the floating of logs thereon.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1283.

An Act

To exempt certain property of Great Island Lodge, number three hundred and twenty, of the Independent Order of Odd Fellows of the state of Pennsylvania, situate in the borough of Lock Haven, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the property of the Great Island Lodge, number three hundred and twenty, of the Independent Order of Odd Fellows of the state of Pennsylvania, situate at the north-east corner of Main and Vesper streets, in the borough of Lock Haven, containing in front on Main street forty feet, and in depth on Vesper street eighty feet, be and the same is hereby exempt from payment of all taxes, except state taxes, for the period of eight years.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1284.

An Act

To incorporate the Wyoming Valley Ice Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*
That Samuel Hoyt, D. R. Randell, Gilman Converse, Harry Hakes, E. B. Collings, William Hillard, Frank Turner, Elisha Hancock, Henry Richard, J. D. Brown, J. M. Courtright, G. B. Nicholson and John Horton, or a majority of them, be and they are hereby constituted and appointed commissioners to open books, receive subscriptions and organize a company, to carry on the wholesale and retail ice business, under the name, style and title of the Wyoming Valley Ice Company. Commissioners.

SECTION 2. That the capital stock of said company shall consist of one thousand shares of twenty five dollars each: Capital stock.
Provided, That the said company may from time to time, by a vote of the stockholders, at a meeting called for that purpose, increase the capital stock, if it should be deemed necessary, to an amount not exceeding ten thousand shares; the said company shall have the power of borrowing any sum of money, not exceeding in amount the one-half of their capital stock at the time the said loan may be made, at a rate of interest not exceeding seven per centum per annum, and to secure the same by bond and mortgage on the real and personal estate of the said company, together with the corporate rights and franchises granted by this act, and to be annexed to said bond and mortgage, and the privilege of converting the same into the capital stock of the said company at par, at the option of the holders, if they shall signify their election so to do one year before the bonds fall due. May borrow money.

SECTION 3. The said company shall have the privilege of taking ice from the Susquehanna river, the Lackawanna river, the Lehigh river, or any other creek or stream in the county of Luzerne, for the purposes of supplying or filling their ice houses for the accommodation of the public. Privilege.

SECTION 4. That the said company shall be subject to all the restrictions and have all the privileges and immunities contained in an act, entitled "An Act to incorporate the Coal Spring Ice and Coal Company of the city of Philadelphia," passed the thirtieth day of March, one thousand eight hundred and sixty-four, except that a majority of the directors, with the president, shall be citizens of the county of Luzerne. Subject to.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1285.

An Act

To vest certain real estate, situate in the city of Chester, in trustees, and to authorize them to sell the same and use the proceeds for certain purposes.

WHEREAS, John Salkeld, Jacob Howell, Thomas Cummings, Thomas Morgan, all of the county of Chester, in the province of Pennsylvania, by their declaration of trust, bearing date the twenty-seventh day of August, Anno Domini one thousand seven hundred and thirty-one, recorded in the office of the recorder for the county of Chester, aforesaid, in book L, volume 11, page three hundred and seventy, et cetera, did declare and acknowledge that John Baldwin, of the county of Chester, aforesaid, by his indentures of lease and release, bearing date the twenty-fifth and twenty-sixth days of August, in the year aforesaid, did grant and confirm unto them, to hold to them, their heirs and assigns forever, a certain lot or piece of land hereinafter more particularly described, situate in the borough (now city) of Chester, in what is now the county of Delaware, and state of Pennsylvania, bounded westward by what was then called Front street, containing in breadth forty feet, and in length one hundred and twenty feet, upon special trust and confidence, and to the intent and purpose, that they the said John Salkeld, Jacob Howell, Thomas Cummings and Thomas Morgan, and the survivors and survivor of them, and the heirs of such survivor, should, at the public charge of the people called Quakers, in Chester, cause a school house to be erected on the said lot or piece of land, for the use and service of the people called Quakers, in Chester, and others in the township of Chester; and upon further trust and confidence, upon the request, costs and charges in law of the members of the Preparative Meeting at Chester aforesaid, to do such acts as might be needful for the further and better declaration of the uses and trusts aforesaid, or for granting and conveying the said lot or piece of land, with the appurtenances, to such persons and for such estates and uses and in such manner and form as the members of the said Preparative Meeting at Chester should from time to time direct and appoint, anything in the said declaration of trust or in the said lease and release contained to the contrary in any wise notwithstanding:

And whereas, The said Jacob Howell and Thomas Cummings, after the decease of the said John Salkeld and Thomas Morgan, by their deed, dated the twenty-sixth day of December, Anno Domini one thousand seven hundred and fifty-nine, recorded in the office for recording deeds in and for the county of Chester aforesaid, in book M, volume twelve, page thirteen, et cetera, did acknowledge and declare that they and the survivors and survivor of them, and the heirs of such sur-

vivors, had taken the said lot or piece of land, with the appurtenances, to hold in trust to and for the uses, intents and purposes aforesaid :

And whereas, All of the above-named trustees have long been deceased, and the heirs of the survivor of them long since renounced and relinquished the said trust and abandoned the said property to the Preparative Meeting of the Society of Friends, at Chester aforesaid, no school house having ever been erected on the said lot or piece of land, the said premises not having been needed for any purpose of the kind, and it now being the request of the members of the said Preparative Meeting that the same be sold and the proceeds of the sale thereof applied to repairing and improving the meeting house of the said Preparative Meeting, and to erecting a dwelling house on lands belonging to the said meeting, and situate on Market street, in the city of Chester aforesaid; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the title to the above-mentioned lot or piece of land, which is situate on the east side of what is now called Edgmont street, in the city of Chester aforesaid, and bounded and described as follows, to wit: Beginning at a point on the east side of the said Edgmont street, a corner of lands of George Goeltz; thence by the same an easterly course one hundred and twenty-six feet to another corner of lands of the said George Goeltz, and in a line of lands of the heirs of James Stacey and Davis B. Stacey; thence by the same northerly forty feet to a corner of lands of the heirs of the said James Stacey and Davis B. Stacey; thence by the same westerly one hundred and twelve feet and five inches to the east side of the Edgmont street; thence along the same southerly forty feet to the place of beginning, be hereby vested in Jacob Hewes, Spencer M'Ilvain and David S. Bunting, all of the county of Delaware aforesaid, and members of the said Preparative Meeting, their heirs and assigns forever, in trust, nevertheless, and to and for the following uses, intents and purposes and no other; that is to say, that the said Jacob Hewes, Spencer M'Ilvain and David S. Bunting, the survivors or survivor of them, shall sell all or any of the above described lot or piece of land either at public or private sale, and at such time or times as they or he may deem advisable so to do, and for such price or prices as may be deemed proper, and make and execute good and sufficient deed or deeds to the purchaser or purchasers thereof, his, her or their heirs and assigns forever, without any liability on the part of the said purchaser or purchasers to look to or be responsible for the application of the purchase money; and shall use and expend the said purchase money, after the payment of charges and expenses, in repairing and improving the meeting house belonging to the said Preparative Meeting, and in erecting a dwelling house on lands belonging to the said meeting, situate on Market street, in the city of Chester aforesaid; the rent of the said dwelling house to be used from time to time in taking care of and in repairing and improving the said dwelling

house, meeting house and any property belonging to the said Preparative Meeting.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1286.

An Act

Authorizing the sale of the church edifice known as the Pleasant Valley church, in York county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the passage of this act John Moore, Daniel Kann and Jacob Traver, or a majority of them, building committee for the building and erection of the church edifice known as the Pleasant Valley church, situated in Fairview township, York county, are authorized and empowered to sell and dispose of the said church edifice for the payment of debts contracted in the building and erection of the same; and in case there should be any funds on hand after the payment of said debts, the same shall be divided *pro rata* among the original subscribers to the fund for the building and erection of said church edifice.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1237.

An Act

To incorporate the Shaw Bridge Company, and to authorize other corporations to subscribe to the stock and purchase bonds of the same.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That William Phillips, Patrick Lyon, Thomas M'Donough, William Baum, Richard Kennerdell and William J. Welsh, or a majority of them, be and they are hereby appointed commissioners to receive subscriptions and organize a company, by the name, style and title of the Shaw Bridge Company; and said commissioners shall compose the first board of directors of said bridge company, and shall elect a president from their number, and shall hold their respective offices until the first election under this act, and until their successors are elected and qualified.

SECTION 2. That the direction of said company shall be vested in not less than five nor more than seven directors, one of whom shall be elected president of the company; that said board of directors shall elect and appoint a secretary and treasurer, and such other officers as they may deem necessary; the time for holding the regular election for president and directors shall be on the first day of September after the passage of this act, and annually thereafter.

SECTION 3. The said company shall have power to establish and construct piers and abutments, and to build and erect a bridge thereon, with roadways for carriages, foot passengers and other ordinary methods of public use and travel, and with single and double track upon and over the same and across the Allegheny river, in Venango county, in the state of Pennsylvania; the south-western end of the said bridge to be placed at or near the mouth of Scrubgrass creek, on lands of the Bullion Creek Oil Company, and the eastern end of the said bridge to terminate on the M'Millan farm, with all the necessary approaches, and with the right of altering and regulating the roads and highways at and in the vicinity of either end of the said bridge, so as to form or improve all necessary or convenient approaches to the said bridge or passages over or along side or near the approaches to it.

SECTION 4. That the capital stock of the said Shaw Bridge Company shall be thirty thousand dollars, to be divided into three hundred shares, of one hundred dollars each, which said capital stock the said bridge company shall have power at any time hereafter to increase, to such an amount as shall hereafter be found necessary to complete the bridge hereby authorized to be built, and all approaches and roadways to it or connections with it, by a vote of a majority of the shares of the

May borrow
money and is-
sue bonds.

capital stock represented at a meeting especially called for that purpose; and the said bridge company shall also have power to borrow any sum or sums of money necessary to complete the same, and to issue bonds therefor, bearing such interest as may be agreed upon, and to secure the said bonds by mortgage of any or all of the property, rights and franchises of the said bridge company; and the said bridge company shall have power to sell or dispose of such stock and bonds, or either, in such manner and at such rates as they shall agree upon.

Other corpora-
tions may sub-
scribe to stock
and purchase
bonds.

SECTION 5. That the Allegheny Valley Railroad Company, and any other company or association, shall be and they are hereby severally authorized to subscribe to the stock, and to purchase the bonds of the said bridge company, or either, and to make payment on such terms and in such manner as may be agreed upon by the said bridge company, and the proper company or association as aforesaid.

Rights, privi-
leges and re-
strictions.

SECTION 6. That the said bridge company shall have all the rights and privileges, and be subject to all the restrictions of the general acts of assembly relating to bridge companies heretofore passed, and now remaining in force in this commonwealth, as far as the same are consistent with the provisions of this act.

Bridge to be
public highway
upon comple-
tion thereof.

SECTION 7. That upon the completion of the said bridge, the same shall be held a public highway, for the conveyance of passengers and the transportation of freight, subject to such rules and regulations, in relation to the same, as the president and directors of the said company shall hereafter fix upon and establish; and the said company may from time to time establish, demand and receive such rates of toll or other compensation for the use of said bridge, or any track or part thereof, for the conveyance of passengers, the transportation of merchandise and other commodities, and for the vehicles containing the same, or otherwise, passing over or on said bridge, by commutation or otherwise, as to the president and directors of the said bridge company may seem reasonable and proper.

Tolls.

Charter.

SECTION 8. That this charter shall be perpetual, subject to only to the powers of the legislature to alter revoke or annul the same.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1288.

An Act

For the relief of George T. Perry.

WHEREAS, George T. Perry was, on the seventeenth day of June, Anno Domini one thousand eight hundred and sixty-one, duly appointed, though not commissioned, first lieutenant in the regiment known as Young's Kentucky Light Cavalry, which was re-organized as the Third regiment of Pennsylvania cavalry, and was actively and constantly engaged in recruiting for the same until the thirtieth day of August, Anno Domini one thousand eight hundred and sixty-one, at which time he was duly appointed regimental quartermaster of said regiment, and performed the duties thereof until the eighteenth day of November, Anno Domini one thousand eight hundred and sixty-one, at which time the companies and parts of companies which had been raised and organized, together with the men who had been recruited for said Kentucky regiment, were disbanded, and the men thereof transferred, by order of Governor Curtin, to Third cavalry, Pennsylvania volunteers:

And whereas, The said George T. Perry never received any compensation, pay or emoluments for the services performed as aforesaid, either from the state or national authorities, or from any other source whatever; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same*, That the auditor general be and he is hereby authorized and directed to adjust the claim of the said George T. Perry, and allow him so much as his services to the commonwealth would have entitled him to had a commission been regularly issued to him; and the auditor general shall thereupon draw his warrant for whatever he shall so find due to the said George T. Perry, who shall be paid out of any money in the treasury not otherwise appropriated.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1289.

An Act

To exempt from taxation certain real estate in the borough of Washington, in the county of Washington, now used and occupied by the Methodist Episcopal church as a parsonage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate situate on Wheeling street, in the borough of Washington, in the county of Washington, now held, used and occupied by the Methodist Episcopal church as a parsonage, be and the same is hereby exempt from taxation, and shall continue to be exempt so long as the same shall be held, used and occupied as aforesaid and no longer.

JOHN CLARK,

Speaker of the House of Representatives

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1290.

A Supplement

To the act incorporating the Tionesta Bridge Company, approved the seventeenth day of February, Anno Domini one thousand eight hundred and sixty-five, changing the commissioners, increasing the capital stock, to issue bonds, and to increase the tolls upon foot men.

Commissioners.

Authorized to
organize com-
pany.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That John A. Dale, L. L. Hacket, Joseph G. Dale, H. H. May, D. S. Knox, John A. Proper, A. H. Steele, E. D. Detheridge, Alexander Gordon, C. T. Gillespie, be appointed commissioners; that they or a majority of them shall have authority to organize said company as set forth in said act.

SECTION 2. The Tionesta Bridge Company are hereby authorized to increase their capital stock to fifty thousand dol-

lars, and to issue bonds for one half the amount of said capital stock, bearing eight per cent. interest, payable semi-annually at the company's office, in Tionesta borough; said bonds to be redeemable in United States currency after ten years.

Company authorized to increase capital stock and issue bonds.

SECTION 3. Said bridge company are hereby authorized to demand and receive three cents for each and every footman crossing said bridge.

Tolls upon footmen.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1291.

A Supplement

To the act incorporating the Bedford and Bridgeport Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That all subscriptions to the capital stock of the Bedford and Bridgeport Railroad Company shall be deemed and taken to be valid and binding, notwithstanding the five dollars on each share subscribed may not be paid at the time of subscribing, as required by the first section of the act regulating railroad companies, approved the nineteenth day of February, one thousand eight hundred and forty-nine.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifteenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1292.

An Act

Authorizing the incorporation of the Ormsby Bridge Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

Commissioners.

That B. F. Jones, August Ammon, John D. Scully, John Murdock, Jr., J. S. Atkinson, George W. Hailman, John Lippincott, Robert C. Dalzell, be and they are hereby appointed commissioners to perform the several duties hereinafter mentioned; that is to say, they or a majority of them shall within six months after the approval of this act, procure a book and enter therein as follows: We whose names are hereunto subscribed, do promise to pay unto the Ormsby Bridge Company, the sum of fifty dollars for every share of stock set to our names respectively, in such proportions and at such times as shall be determined by the president and managers of said bridge company, in pursuance of an act of the general assembly, entitled "An Act authorizing the incorporation of the Ormsby Bridge Company." Witness our hands and seals this

Form of subscriptions.

day of in the year of our Lord one thousand eight hundred and ; and shall thereupon give notice in at least two of the newspapers published in the city of Pittsburg, for one calendar month at least, when and where the said books shall be opened to receive subscriptions for the stock of said company, at which respective times and place at least two of the said commissioners shall attend, and permit all persons of lawful age to subscribe in said book, until the number of two thousand shares shall have been subscribed, after which the books shall be closed: *Provided*, That every person offering to subscribe in said books, in his or her own name, or in the name of any other person, shall previously pay to the attending commissioners the sum of five dollars for every share to be subscribed, out of which shall be defrayed the expenses attending the taking said subscription, and other incidental charges, and the remainder shall be paid over to the treasurer of the corporation as soon as the same shall be organized and the officers as hereinafter directed shall be chosen.

Notice.

Who may subscribe.

Amount to be paid at time of subscribing.

Certificate to governor.

Letters patent.

Title.

SECTION 2. When ten or more persons shall have subscribed one hundred shares, or more, the commissioners, or a majority of them, shall certify, under their hands and seals, the names of the subscribers and the number of shares by them subscribed, to the governor of the commonwealth; and thereupon it shall be lawful for the governor, by letters patent under his hand and seal of the state, to erect and create the subscribers into one body politic and corporate, in deed and in law, by the name, style and title of the Ormsby Bridge Company; and by the said name the subscribers and their asso-

ciates shall have perpetual succession, and all the privileges Powers and ' privileges.
 and franchises incident to a corporation, and shall be capable of taking and holding their said capital stock, and the increase and profits thereof, and of enlarging the same by new subscriptions, in such manner and form necessary to fulfil the intent of this act, and of purchasing, taking and holding, to them and their sucesors and assigns, in fee simple or for any less estate, real and personal estate, as shall be found necessary and convenient to them in the prosecution of their work, and the same to sell and dispose of at their pleasure, and of doing all and every other thing which a corporation or body politic may lawfully do.

SECTION 3. The persons named in the letters patent, as Organization
 soon as conveniently may be, shall give notice in at least three newspapers published in the city of Pittsburg, of the time and place, by them to be appointed, not less than twenty days from the date of the first notice, at which time and place the said subscribers shall proceed to organize the said corporation, and shall choose by a majority of votes of the said subscribers by ballot, to be delivered in person or by proxy duly authorized, nine managers and one treasurer, for the Election of managers and treasurer.
 term of one year from the date of the aforesaid election; and yearly and every year thereafter, the stockholders of said corporation shall proceed to ballot as aforesaid for nine managers and one treasurer; that the said managers so elected and appointed shall meet within thirty days from the date of such election, and select one of their number as president for the current year: *Provided*, That every stockholder shall be entitled to one vote for each and every share he, she or they hold. Votes.

SECTION 4. The said president and managers may make By-laws, &c.
 such by-laws, rules, orders and regulations, not inconsistent with the laws of this state or of the United States, as shall be necessary for the well ordering of the affairs of the corporation, and generally to have all powers, authorities and privileges necessary for completing, maintaining and keeping in repair their bridge.

SECTION 5. The said company are authorized to locate, Erection of bridge authorized.
 erect and maintain a bridge over the Monongahela river from the borough of Ormsby, in the county of Allegheny, and state of Pennsylvania, to the city of Pittsburg: *Provided*, The said company shall raise such bridge a sufficient height above ordinary freshets in the Monongahela river, not less than forty-five feet, so as not to interrupt the navigation of said river by steamboats, rafts or other water crafts; and that Navigation not to be obstructed
 the piers of such bridge shall not be so placed as to interfere with tow-boats proceeding out with their tows made up; the location and distance apart shall be under the direction of a Location of piers.
 committee of pilots, to be appointed by the coal exchange of Pittsburg; and in case the directors and said committee cannot agree as to the location of said piers, then, in that case, the whole matter shall be referred to the court of common pleas, who shall hear the parties, and whose decision shall be final.

On completion of bridge, gates may be erected and tolls collected.

Rates of tolls.

Exempts.

Construction.

List of rates to be put up at ends of bridge.

May contract for purchase of land.

SECTION 6. When a complete bridge shall have been erected, the said Ormsby Bridge Company, their successors and assigns, are hereby empowered to erect gates, and demand and receive tolls not exceeding the rates following: For every foot passenger, two cents; for every carriage of whatever description, used for the purpose of trade or agriculture, having four wheels and drawn by six horses, seventy-five cents; for such carriage having four wheels and drawn by five horses, sixty-two cents; for every such carriage having four wheels and drawn by four horses, fifty cents; for every such carriage having four wheels and drawn by three horses, forty-four cents; for every such carriage having four wheels and drawn by two horses, thirty-seven cents; for every such carriage having four wheels and drawn by one horse, thirty cents; for every carriage, of whatever description, used for the purpose of personal accommodation or pleasure, having four wheels and drawn by four, seventy-five cents; for every such carriage having four wheels and drawn by two horses, sixty two cents; for every such carriage having four wheels and drawn by one horse, thirty-seven cents; for every carriage of whatever description, used for the purpose of trade or agriculture, having two wheels and drawn by four horses, forty-four cents; for every such carriage having two wheels and drawn by three horses, thirty-seven cents; for every such carriage having two wheels and drawn by one horse, eighteen cents; for every chair or other two-wheeled carriage of pleasure, for every horse used therein, eighteen cents; for every sleigh or sled drawn by four horses, thirty-seven cents; for every sleigh or sled drawn by three horses, thirty-one cents; for every sleigh or sled drawn by two horses, twenty five; for every sleigh or sled drawn by one horse, twelve cents; for every horse, mare or gelding, with or without a rider, six cents; for every carriage drawn by oxen or partly by oxen and partly by horses, to be rated in proportion of two oxen for one horse, and in all cases a mule shall be rated in the same proportion as a horse; for every head of horned or muley cattle, four cents; for every head of sheep or swine, two cents: *Provided*, That any person or persons attending funerals, any attachment of military of this state or of the United States, foot passengers attending divine service at their places of public worship, on the Sabbath day, students or children attending schools or other seminaries of learning, shall at all times be exempt from toll: *Provided*, That nothing in this act shall be so construed as to prevent the said company from contracting with any person or persons, desirous of using said bridge, for an annual sum in place of the toll hereinbefore mentioned: *Provided also*, That it shall be the duty of the president and managers of said company and their successors, to have a written or printed list or lists of the rates of toll placed upon some conspicuous part, at each end of said bridge, for the inspection of all persons desirous of seeing the same.

SECTION 7. Before the corporation shall proceed to build said bridge, it shall and may be lawful for them to contract with the owner or owners of any land, for the purchase

of so much thereof as shall be necessary for the purposes of erecting and completing said bridge, and making all the necessary works and causeways to and from the same, if they can agree with the said owner or owners; but in case they cannot agree, then it shall and may be lawful for the said corporation to apply to the court of common pleas of Allegheny county, who, upon such application, are hereby authorized and required to appoint three discreet and disinterested freeholders of this state, who, after being duly sworn or affirmed faithfully to perform the duties enjoined on them by this act, shall carefully proceed to view and examine the said lands, as shall be necessary for the purpose of erecting and completing the said bridge, and making all the necessary works and causeways to and from the same, and shall, according to the best of their skill and judgment, estimate the value of the lands so necessary to be taken as aforesaid, and having estimated the advantages, as well as the disadvantages which may be sustained by the owner or owners of such lands, shall make an appraisement thereof in writing, and the same shall return, together with a map describing the bounds of such lands, to the said court of common pleas, and the said appraisement having been confirmed by the court, shall be filed in the prothonotary's office, together with the said map; and the said corporation having paid to the said owners, respectively, the several sums awarded to be paid to them, together with costs of the appraisement, the said corporation shall be entitled to have and to hold, to them and their successors and assigns, the said lands as fully as if they had been granted by their respective owners, and thereupon, and not before, it shall be lawful to commence the erection of the said bridge: *Provided however*, That it shall and may be lawful for the said corporation to locate their bridge at, and to use the mouth of any street in the borough of Ormsby or city of Pittsburg, and to grade such street so as accommodate it to the bridge, first, however, obtaining the consent of the councils of said borough or city of Pittsburg, as the case may be.

Proceedings in cases of disagreement.

Bridge may be commenced when damages and costs are paid.

Location of bridge.

SECTION 8. The said corporation may increase their capital stock to a sum not exceeding two hundred thousand dollars, if the same should be necessary for the completion of said bridge; and said corporation, for the purpose of raising funds to build and complete said bridge, may borrow not exceeding one hundred thousand dollars, at a rate of interest not exceeding eight per centum per annum, and may secure the same by bonds and a mortgage upon their bridge, property and franchises.

Increase of capital stock.

May borrow money.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1293.

An Act

Giving the assent of the commonwealth of Pennsylvania to an act of the legislature of the state of New York, entitled "An Act to incorporate the Chehocton Bridge Company, in Delaware county."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the assent of the commonwealth of Pennsylvania be and the same is hereby given to the provisions mentioned and contained in an act of the legislature of the state of New York, entitled "An Act to incorporate the Chehocton Bridge Company, in Delaware county;" and the said act of the legislature of the state of New York is hereby adopted, ratified and confirmed by the legislature of Pennsylvania, and the provisions thereof shall have full force and effect within this commonwealth, in order to carry out the true intent and provisions of said act.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1294.

An Act

Repealing the proviso of the first section of an act, entitled "An Act to incorporate the National Land and Improvement Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the proviso of the first section of an act, entitled "An Act to incorporate the National Land and Improvement Company," approved the seventeenth day of April, Anno Domini one thousand eight hundred and sixty-six, be and the same is

hereby repealed: *Provided*, That said corporation shall not operate within the limits of this commonwealth.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1295.

A Supplement

To an act, entitled "An Act to incorporate the Delaware Bridge Company, in Sullivan county, New York, and in Wayne county, Pennsylvania," approved April eleventh, one thousand eight hundred and sixty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That an act, entitled "An Act to incorporate the Delaware Bridge Company, in Sullivan county, New York, and in Wayne county, Pennsylvania," be and the same is hereby renewed for three years from the passage of this act.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1296.

A Supplement

To an act, entitled "An Act to establish a ferry over the Susquehanna river, at or near Union Furnace, in the county of Union."

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That in the ninth line of an act, entitled "An Act to establish a ferry over the Susquehanna river, at or near Union Furnace, in the county of Union," approved the third day of April, Anno Domini one thousand eight hundred and sixty-nine, the word "Chillisquaque" be stricken out, and the word "Point" inserted in lieu thereof.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JOHN W. GEARY.

No. 1297.

An Act

Relative to the Sunbury Lumber Company.

WHEREAS, By an act approved the thirty-first day of January, Anno Domini one thousand eight hundred and fifty-six, entitled "An Act relative to the Sunbury Canal and Water Power Company," the said company was authorized to borrow any sum not exceeding one hundred thousand dollars, for the purpose of completing their canal and improvements, and to issue the bonds of the company therefor, and to secure the payment of the same by a mortgage of their canal, lands and other property, together with their corporate franchises:

And whereas, The said company did borrow certain large sums of money, and did duly execute their bonds and mortgage therefor:

And whereas, By virtue of certain writs of *fieri facias* and proceedings thereon, had in the court of common pleas of Northumberland county, the right and title to the Sunbury canal and water power, together with the corporate rights and franchises of the said Sunbury Canal and Water Power Company, became vested in the persons hereinafter named; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Alexander Jordan, John B. Packer, William L. Dewart, William M. Rockefeller, William Reagan, Samuel J. Packer, D. W. Shindel, Edward Y. Bright, Jasper Slaymaker, Henry Y. Friling, Levi Rooke, John Haas, Lefferd H. Kase, Truman H. Purdy, Simon P. Wolverton and James Boyd, and

their associates, and all persons who may now or hereafter may be holders of the stock hereinafter mentioned, shall be and they are hereby declared to be constituted a body politic or corporate, by the style of the Sunbury Lumber Company, to have perpetual succession, to be capable in law of suing and being sued, to have a common seal, and the same to alter or renew at pleasure, and to have and to hold, receive, enjoy and take in fee simple, such real estate as may be necessary and proper for the construction of one or more steam saw-mills within the borough of Sunbury, with such supplementary buildings, lateral railroads, piling grounds and other conveniences, as may be adapted to the use thereof, and also the boom heretofore constructed by the said Sunbury Canal and Water Power Company, in the West Branch of the Susquehanna river, and the same to maintain, hold, use and enjoy, or sell and dispose of at their pleasure; and the said company shall have all the powers, rights, franchises and privileges of the said Sunbury Canal and Water Power Company; and the said powers, rights, franchises and privileges are hereby renewed and confirmed: *Provided*, That the stockholders in the said company shall be subject to the provisions of the second section of the act of twenty-seventh of March, Anno Domini one thousand eight hundred and fifty-four, entitled "A further supplement to an act, entitled 'An Act to encourage manufacturing operations in this commonwealth,' approved the seventh day of April, Anno Domini one thousand eight hundred and forty-nine;" and the capital stock of the said company shall be one thousand shares, of one hundred dollars each.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1298.

A Further Supplement

To the act to incorporate the Wrightsville, New Holland and Conewago Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the time limited by the third section of the act, entitled "An Act to incorporate the Wrightsville, New Holland and

Conewago Railroad Company," approved the nineteenth day of April, Anno Domini one thousand eight hundred and fifty-three, be and the same is hereby extended to three years for commencing and five years for completing the said road, from the date of the passage of this supplement; and that Henry Kauffelt, Harris Wilton, W. M'Conkey, D. S. Cook, Michael Schall, Alex. J. Fry, A. H. Glatz, Barton Evans and J. G. Hess are hereby appointed and constituted commissioners to open books, receive subscriptions and organize the said company.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO W. GEARY.

No. 1299.

An Act

To incorporate the Marsh Creek Improvement Company, in Centre county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Charles Hewett, D. R. Bennett, John M'Farland, H. Y. Stitzer, Balser Weber, William Allison, junior, and C. F. Alexander, and such as may associate with them, by subscribing to the capital stock hereinafter named, and their successors and assigns, be and they are hereby created a body corporate and politic, in deed and in law, by the name, style and title of the Marsh Creek Improvement Company, and by that name shall have perpetual succession, shall be able in law to sue and be sued, implead and be impleaded, may have a common seal, shall be competent to make by-laws and regulations for the government of the affairs of the corporation, and generally shall have power to do and perform all those acts that are usually necessary and proper to the efficient management and well being of the corporation hereby created.

SECTION 2. That the said corporation shall have power, and are hereby authorized to clear out, improve and use all and every part of Marsh creek, in the county of Centre, from the mouth to the sources thereof; and the said corporation may erect dams therein in such manner and at such points as they may deem proper, and shall and may use all of said dams in

Corporators

Title.

Powers and privileges.

Authorized to improve Marsh creek.

the waters of said stream, in the floating of logs down the same, and shall generally have the right to straighten, deepen, cut and widen the channel of said stream, in such manner as they may see fit for the purpose aforesaid: *Provided*, That no injury shall be thereby done to private property outside of the limits of the stream aforesaid. Proviso.

SECTION 3. That the capital stock of said corporation shall be six thousand dollars, and shall be divided into two hundred shares, of fifty dollars each; and the persons named in the first section of this act, or a majority of them, shall organize the said corporation, by opening books for the receiving of subscriptions, at the Brokerhoof house, in the borough of Bellefonte, in the county of Centre, on the first Monday in January next; and after a majority of the stock shall have been subscribed, the stockholders shall proceed to elect a board of five directors to manage the affairs of said company, one of whom shall be the president of the company; and the election of the directors of the company shall take place on the first Monday of January annually thereafter at the same place, and each share of stock shall be entitled to one vote at said election; and if it shall happen that from any cause the annual day of election shall pass without an election being held, the directors in office shall remain such until their successors be elected and qualified. Capital stock.
Organization
Election of directors.

SECTION 4. That the several provisions of the eighth, ninth, eleventh and twelfth sections of the act of assembly, entitled "An Act to incorporate the Anderson Creek Public Road and Navigation Company," approved the twenty-eighth of March, one thousand eight hundred and fifty-nine, be and they are hereby made applicable to the stream hereinbefore named, and the company hereby created. Certain provisions made applicable to.

SECTION 5. That the said company shall have a right to demand and receive from any and every person using the said stream, for the purpose of running or floating lumber down its waters, the sum of fifty cents per thousand feet, board measure, for all lumber put in said stream; and all tolls for the use of the navigation, shall be payable if no demand for the same be made in advance, to the treasurer of the company, within ten days after the lumber shall have been started in said stream; and on failure to make such payment, the party in default shall pay the tolls, with fifty per centum added thereto, and the logs so floated, shall be subject to a specific lien for said tolls, which said lien shall not be divested by any sale thereof, until the tolls be paid; and said lien may be enforced either by retention of possession or replevin of the logs whenever and wherever they may be found. Tolls for use of stream, relative to.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1300.

An Act

To exempt from taxation certain real estate in the borough of Washington, Washington county, now held and occupied by the Baptist church as a parsonage.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the real estate situate on Wheeling street, in the borough of Washington, Washington county, now held and occupied by the Baptist church as a parsonage, be and the same is hereby exempt from taxation, and shall continue to be exempted as long as the same shall be used and occupied as aforesaid and no longer.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1301.

An Act

To exempt the parsonage of the Rehoboth Presbyterian church, in Rostraver township, Westmoreland county, from taxation.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the parsonage of Rehoboth Presbyterian church, in Rostraver township, Westmoreland county, be and the same is hereby exempted from taxation so long as the same shall be used for a parsonage.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1302.

An Act

To provide for the payment of the damages awarded to the Farmers' and Mechanics' Industrial Association of Franklin county. Joseph Snively, Jr., Thomas B. Kennedy, Jonathan Hawk, Michael Harclerode, Jacob Eberly, Alexander M'Clure, Christian Bitner, Adam B. Wingard, Jacob Shank, John Shank, Jacob Etter, Archibald Fleming and George Ludwig.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the auditor general and state treasurer are hereby authorized and required to examine whether any portion or all of the damages adjudicated in favor of the Farmers' and Mechanics' Industrial Association of Franklin county, Joseph Snively, Jr., Thomas B. Kennedy, Jonathan Hawk, Michael Harclerode, Jacob Eberly, Alexander M'Clure, Christian Bitner, Adam B. Wingard, Jacob Shank, John Shank, Jacob Etter, Archibald Fleming and George Ludwig, arising out of the occupation of their lands and tenements by the state troops during the late war, under the eighth section of the act of April sixteenth, one thousand eight hundred and sixty-two, entitled "An Act to provide for the adjudication and payment of certain military claims," are properly chargeable to the state of Pennsylvania, and to certify the amounts, if any are found due; and the auditor general is hereby authorized and required to draw his warrant upon the state treasurer in favor of the said Farmers' and Mechanics' Industrial Association of Franklin county, Joseph Snively, Jr., Thomas B. Kennedy, Jonathan Hawk, Michael Harclerode, Jacob Eberly, Alexander M'Clure, Christian Bitner, Adam B. Wingard, Jacob Shank, John Shank, Jacob Etter, Archibald Fleming and George Ludwig, for the sums so certified, which shall be paid out of any funds in the treasury not otherwise appropriated.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twentieth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1303.

An Act

To incorporate the North Penn Iron Company.

Corporators.

Title

Powers and
privileges.

Organization.

Capital stock.

Payment of
subscriptions.May borrow
money and cre-
ate indebted-
ness.Mining and
manufacturing
privileges.

Management.

Election of di-
rectors.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Henry Detwiller, William R. Yeager, Charles Fellman, Levi S. Moyer, Daniel Clauser, Benjamin S. Eisenhart, Henry Trumbauer, Jonas Snyder and Jacob G. Apple, their associates and successors, be and are hereby created a body politic and corporate, by the name, style and title of the North Penn Iron Company, by which name said corporators and their successors shall have perpetual succession, and enjoy all the powers and privileges incident to a corporation; and the corporators herein named shall have the right and authority to organize and establish the said corporation, and manage the affairs of the same, until an election of directors shall have been held, as hereinbefore provided for.

SECTION 2. That the capital stock of said company shall be one hundred thousand dollars, divided into shares of one hundred dollars each, with the privilege to increase the same to an amount not exceeding five hundred thousand dollars; said increase and all transfers of stock to be made at such times and in such manner as the by-laws of said company may prescribe.

SECTION 3. That subscriptions to the capital stock of said company may be paid in real or personal estate, appropriate to the business contemplated by this act, at a bona fide cash valuation, to be agreed upon by a majority in interest of the stockholders; and the said corporation may borrow money and create indebtedness for the prosecution of its business, in such way and manner as the board of directors may determine.

SECTION 4. That the said corporation shall be able and capable in law to purchase, receive and hold in fee simple, or for any less estate, lands and mineral rights, with their appurtenances, not exceeding in the whole, at any one time, three thousand acres, with power to lease, mortgage, sell or otherwise dispose of the same or any part thereof, and with the right and privilege to erect, in Northampton county, blast furnaces, rolling mills and necessary appurtenances required in the manufacture of iron and steel and other metals, and also the right to purchase and to mine and prepare iron ore, limestone, fire-clay, coal and other minerals, and to manufacture and convert the same, at the before named works, into such articles, implements and materials as may be deemed advisable, as well as to vend, sell or dispose of the products of the said works and mines.

SECTION 5. That the said company shall be managed and conducted by a board of directors, to consist of nine stockholders, one of whom shall be president; they shall be elected by ballot within one year from the passage of this act, and

annually thereafter, at such times and places as the by-laws may prescribe; and if for any cause the election of directors shall not take place at the time fixed, it shall be lawful to elect the same at any other time after two weeks' public notice, and in the meantime, and until their successors are duly qualified, the acting directors shall exercise their powers; and in case of the resignation or death of any one or more of the directors, the remaining directors shall appoint others to fill such vacancies, to serve until the next annual election; and in all elections by the stockholders, each share of stock shall entitle the holder to one vote, in person or by proxy.

SECTION 6. That the said corporation shall pay into the treasury of the commonwealth a bonus of one-fourth of one per centum on the capital stock hereby authorized or hereafter created, in four equal annual instalments, and such tax as is now or may hereafter be imposed by law on corporations; and the stockholders of said company shall be individually liable for all debts due mechanics, workmen and laborers employed by said company, to be sued for and collected as is provided in the twelfth, thirteenth and fourteenth sections of an act incorporating the Lackawanna Coal and Iron Company, approved April fifth, Anno Domini one thousand eight hundred and fifty-three: *Provided*, That no stockholder shall be held individually liable for any such debts unless the same shall have been sued for within twelve months after the time they become due.

SECTION 7. That this corporation shall have power to enact and establish by-laws, and to alter the same, prescribing the number and duties of its officers, and to fix the amounts and times of declaring dividends, and to make all other needful rules and regulations for its government, not inconsistent with the constitution and laws of this commonwealth, or of the United States, as well as to hold and use a common seal, and the same to change at will, and by the style and title before named, to sue and be sued before any court in this commonwealth.

SECTION 8. That this corporation shall have the right to build branch railroads to their lands, mines and quarries from the works to be constructed under the provisions of this act, not exceeding ten miles in length to any one point, with power to connect their works or mineral lands with any railroads in the vicinity, and cross the same at grade, or otherwise: *Provided*, That no land shall be taken for such purpose, without the right to enter upon and occupy the same shall have been procured, as is provided for in section ten of an act, entitled "An Act regulating railroad companies," approved the nineteenth day of February, Anno Domini one thousand eight hundred and forty-nine.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The twenty-first day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1304.

A Further Supplement

To an act, entitled "An Act to incorporate the Bethlehem Railroad Company," approved May first, one thousand eight hundred and sixty-one.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the said railroad company may construct tram or other artificial ways not exceeding four miles in length, from their road to any mines or quarries in the vicinity, to be operated by stationary engines; and any land damages caused by the construction of the same, shall be settled according to the provisions of an act regulating railroad companies, approved the nineteenth day of February, one thousand eight hundred and forty-nine, and the supplements thereto; and where landholders along the line of the said railroad company shall have become seized or possessed of their titles to their land, after the survey for said road was made, and the construction of said road was followed up within the limits prescribed by the charter and the supplements thereto, such subsequent landholders shall not be entitled to other or greater damages than the actual value of such land, so taken for railroad purposes, at the time of such survey or purchase.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of March, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1305.

An Act

To change the venue in the case of Abraham Frederick versus William White, William H. Bogle, *et al.*, from the court of common pleas of Northumberland county, to the court of common pleas of Union county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,*

That the venue in the case now pending in the court of common pleas of Northumberland county, of Abraham Frederick against William White, William H. Bogle, Thad. G. Bogle, John A. Bogle, Ralph Bogle, Charles Bogle, and John M^c Cleary, Esq., of number two hundred and three, August term, Anno Domini one thousand eight hundred and sixty-seven, be and the same is hereby removed to the court of common pleas of the county of Union, to the coming May term, or any subsequent term, where it shall be heard, tried and verdict and judgment be had thereon with the same effect as if it had been tried in the county of Northumberland; and all the records in the case shall be certified and transferred by the proper officers of the said court of the county of Northumberland, to the said court of the county of Union; and all expenses incurred by the said county of Union, by reason of the said change of venue, shall be paid by the commissioners of the said county of Northumberland.

THOS. J. MCULLOUGH,

Speaker of the House of Representatives *pro tem*.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The twenty-fourth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1306.

A Further Supplement

To an act to incorporate the Caledonia Iron, Land and Railroad Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That from and after the first day of May, Anno Domini one thousand eight hundred and sixty-nine, the corporate name, style and title of the Caledonia Iron, Land and Railroad Company shall be Southern Pennsylvania Iron and Railroad Company, and thenceforth the said company shall exist under its new name, with all the rights, powers, privileges, franchises and immunities, and subject to the provisions and restrictions of an act to incorporate the Caledonia Iron, Land and Railroad Company, and the several supplements thereto, as completely and effectually as if the name of Southern Pennsylvania Iron and Railroad Company had been given to it in the original charter of incorporation; and such change shall in no manner affect the rights or obligations of said corporation,

Name changed.

How subscrip-
tions to capital
stock may be re-
covered.

Rights, powers,
&c.

Proviso

or of individuals, or of other corporations; and all subscriptions to the capital stock of the Caledonia Iron, Land and Railroad Company, may be recovered as other debts are by law recoverable, by suit brought by and in the name of the Southern Pennsylvania Iron and Railroad Company.

SECTION 2. That in the construction and operation of its railroad or railroads, the said company shall enjoy all the rights, powers and privileges, and be subject to all the provisions and restrictions of an act regulating railroad companies, approved February nineteenth, Anno Domini one thousand eight hundred and forty-nine, and the several supplements thereto, except so far as they are altered, amended or supplied by the act to which this is a further supplement, and the several supplements thereto: *Provided*, That said company shall have all the rights, powers and privileges of a general transportation company, and may construct, maintain and operate a telegraph along its line of railroad; and the second proviso of the eighteenth section of said act regulating railroad companies, shall not apply to this company.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The thirtieth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1307.

An Act

Incorporating the Miramar Iron Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Harrison Maltzberger, William B. Mullen, Henry M. Keim, Charles Hart, Asbury Derland, Horace A. Youndt, and such other persons as shall become associated with them as stockholders, and their successors, be and they are hereby created and erected into a body politic and corporate, with perpetual succession, by the name, style and title of the Miramar Iron Company, with all the rights, powers, privileges, franchises and immunities, and subject to the provisions and restrictions of an act to incorporate the Caledonia Iron, Land and Railroad Company, and the several supplements thereto, with power, also, to issue preferred stock to an amount not

exceeding at any time the amount of common stock actually issued by said company.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1308.

An Act

To incorporate the City Sewage Utilization Company.

WHEREAS, The health of the citizens of the city of Philadelphia, and the purity of the water required for their use, would be greatly promoted by the removal of the sewage and fecal matter of the said city; and it has been practically demonstrated that the waste and noxious matter which accumulates in cities, including the feces of sewers, culverts and drains may be utilized and made available as a valuable fertilizer, lessening municipal burdens, securing in a greater degree the health and comfort of the community and aiding agriculture; therefore, to give encouragement and security to capital, and enlist energy for the accomplishment of such laudable objects,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Robert F. Taylor, William Watt, Charles M. Hall, Jonathan Brook, John O'Brien, James P. Gregory, Bernard Gunn, William M. Taylor, J. Morris Harding, Wm. L. Elkin, Absalom Taylor, Geo. M. Hutchinson, Joshua Childs, Henry G. Fisher, their associates, successors and assigns, are hereby made and declared a body politic and corporate, under the name and style of the City Sewage Utilization Company, by which name they shall have perpetual succession, and the right of suing and being sued, impleading and being impleaded in law, have a common seal and alter and renew the same at pleasure, and have the sole and exclusive right of erecting and using such works, reservoirs, conduits as may be necessary for the collection and removal of the sewage and fecal matter aforesaid, subject to such rules and regulations as the board of survey of the city of Philadelphia shall from time to time establish; which board is hereby authorized and directed to make and establish such rules and regulations as may be

Preamble.

Corporators.

Name.

Powers and privileges.

necessary to afford proper facilities to the said company in the exercise of the franchises herein conferred, consisteth with a due protection to the property of the said city.

May contract
with city to
cleanse streets.

SECTION 2. That the said company shall have the right and privilege to contract with the city of Philadelphia to cleanse the streets of the said city and remove all offal, garbage and waste matter therefrom.

Capital.

SECTION 3. That the capital of the said company shall be five hundred thousand dollars, divided into twenty thousand shares, with the privilege of increasing the same to one million dollars; and the corporators herein named, or their assigns, or a majority of them, shall, within six months from the date of this enactment, meet and dispose of the said shares, and issue certificates therefor to the subscribers, assessing such payment or payments upon the same as they may deem necessary; and the said shares of stock and the holders thereof shall be exempt from any further or future assessment; and thereupon the said shareholders shall constitute the company hereby incorporated, and may proceed to organize the same, each share being entitled to one vote, by an election of a board of directors, to consist of such number as the said shareholders or a majority thereof shall direct; and the board of directors so elected shall select such officers as they may deem expedient and necessary to complete the organization and carry on the business of the said company, and to serve for such period as the said board of directors shall limit or the by-laws of the said company shall prescribe.

Disposal of
shares, &c.

Organization.

Officers.

Rules and by-
laws.

SECTION 4. That the board of directors are hereby authorized to make and establish such rules and by-laws, for the government of the said company and its business, as they may deem necessary, which shall be subject to change, alteration or amendment, in such manner as the said rules or by-laws may provide: *Provided*, That the same shall not conflict with this act, the constitution of the United States nor of this commonwealth.

Proviso.

May purchase
real estate and
construct build-
ings.

Proviso.

SECTION 5. That the said company shall have the right and privilege to purchase, hold, bargain, sell and convey real estate, and to construct such buildings and improvements as may be necessary: *Provided*, That any buildings, improvements or works erected for the utilization of sewage, shall be subject to the rules and regulations of the board of health of the city of Philadelphia, which now exist, or shall hereafter be established; and that the real estate so purchased and held shall not exceed the quantity and value limited by law to corporations.

Directors may
mortgage prop-
erty and issue
bonds.

SECTION 6. That the board of directors of the said company, with the assent of the stockholders representing a majority of the shares of stock, at a meeting called for the purpose, in such manner and notice as the directors or the by-laws shall prescribe, shall have the power to mortgage the corporate rights, franchises, real estate and chattels of the said company, at a rate of interest not exceeding ten per cent. per annum, and issue bonds with coupons attached, and may sell or otherwise dispose of said bonds at such prices and on such terms as the said board of directors may de-

termine, and apply the proceeds thereof for such purposes as they may elect.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The third day of May, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1309.

Supplement

To an act incorporating the Harrisburg Dimes Savings Institution.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the ninth section of the act incorporating the Harrisburg Dimes Savings Institution, approved , be and the same is hereby repealed.

JOHN CLARK,
Speaker of the House of Representatives.

WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The fourth day of May, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1310.

An Act

To incorporate the Big Sandy Run Improvement Company, in Centre county.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That Geo. W. Welsh, Wm. Parsons, Geo. F. Ronain, N. L. Atwood, W. L. Allen, James Sutler, Jno. Hoffer and Cyrus Corporators.

Title.	T. Alexander, and such as may associate with them by subscribing to the capital stock hereinafter named, and their successors and assigns, be and they are hereby created a body corporate and politic, in deed and in law, by the name, style and title of the Big Sandy Run Improvement Company, and by that name shall have perpetual succession, shall be able in law to sue and be sued, implead and be impleaded, may have a common seal, shall be competent to make by-laws and regulations for the government of the affairs of the corporation, and generally shall have power to do and perform all those acts that are usually necessary and proper to the efficient management and well being of the corporation hereby created.
Powers and privileges.	
Authorized to improve Big Sandy run.	SECTION 2. That the said corporation shall have power and are hereby authorized to clear out, improve and use, all and every part of Big Sandy run, a branch of Beech creek, in the county of Centre, from the mouth to the sources thereof, and the said corporation may erect dams therein in such manner and at such points as they may deem proper, and shall and may use all of said dams in the waters of said stream in the floating of logs down the same, and shall generally have the right to straighten, deepen, cut and widen the channel of said stream in such manner as they may see fit for the purpose aforesaid: <i>Provided</i> , That no injury shall be thereby done to private property outside of the limits of the stream aforesaid.
Proviso.	
Capital stock.	SECTION 3. That the capital stock of said corporation shall be ten thousand dollars, and shall be divided into two hundred shares of fifty dollars each; and the persons named in the first section of this act, or a majority of them, shall organize the said corporation by opening books for the receiving of subscriptions at the Brokerhoof house, in the borough of Bellefonte, in the county of Centre, on the fourth Monday in February next; and after a majority of the stock shall have been subscribed, the stockholders shall proceed to elect a board of five directors, to manage the affairs of said company, one of whom shall be the president of the company, and the election of the directors of the company shall take place on the third Monday of February, annually thereafter, at the same place, and each share of stock shall be entitled to one vote at said election; and if it shall happen that from any cause the annual day of election shall pass without an election being held, the directors in office shall remain such until their successors be elected and qualified.
Organization.	
Election of directors.	
Failure to hold election on day appointed.	SECTION 4. That the several provisions of the eighth, ninth, eleventh and twelfth sections of the act of assembly, entitled "An Act to incorporate the Anderson's Creek Public Road and Navigation Company," approved the twenty-eighth of March, one thousand eight hundred and fifty-nine, be and they are hereby made applicable to the stream hereinbefore named, and the company hereby created.
Certain provisions made applicable to.	
Tolls for use of stream, relative to.	SECTION 5. That the said company shall have the right to demand and receive from any and every person using the said stream, for the purpose of running or floating lumber down its waters, the sum of fifty cents per thousand feet, board measure, for all lumber put in said stream; and all tolls for the

use of the navigation shall be payable, if no demand for the same be made in advance, to the treasurer of the company within ten days after the lumber shall have been started in said stream, and on failure to make such payment the party in default shall pay the tolls with fifty per cent. added thereto, and the logs so floated shall be subject to a specific lien for said tolls, which said lien shall not be divested by any sale thereof until the tolls be paid; and said lien may be enforced either by retention of possession or replevin of the logs whenever and wherever they may be found.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The eighth day of May, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1311.

An Act

To incorporate the Steam Heating Fuel Company of Pennsylvania.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That D. Morris, J. M. Rogers, R. S. League, J. C. Sturdivant, J. P. Rees, B. W. Oliver, and their associates, are hereby created and made a body corporate, in deed and in law, by the name, style and title of the Steam Heating Fuel Company of Pennsylvania, and by that name shall have perpetual succession, the right to sue and be sued, plead and be impleaded in any court of law or equity, shall have a common seal, with the right to alter or break the same at pleasure, and generally to do such things as are incident to a corporation, make such by-laws, create such offices and elect such officers, and hold such real or personal estate as may be deemed necessary to carry into effect and promote the object and design of said corporation.

Corporators.

Title.

Powers and privileges.

SECTION 2. That the entire management of said corporation shall be placed in the hands of a board of directors, which shall consist of not less than five persons or more than twelve, (the number of whom shall be determined by the by-laws,) who shall be elected by the stockholders annually, on the first Monday in May, and who shall elect from their number a president and such other officers as may be deemed necessary; that the capital stock of said corporation shall consist of five

Management.

Election of directors.

Officers.

Capital stock.

May borrow
money.

May dig
trenches for lay-
ing, taking up
and repairing
pipes.

Damages.

Proviso.

Bonus and taxes

hundred thousand dollars, divided into shares of one hundred dollars each, payable at such times as the directors may determine, and it may be increased from time to time to such an amount as may be determined upon by direction of three-fourths of the stockholders in amount; that said corporation is authorized to borrow any sum or sums of money not exceeding one million of dollars, for the purpose of aiding them in the construction of works, machinery, etc., and may execute a mortgage upon their works and other property in favor of the person or persons who may loan the same, at a rate of interest not greater than eight per centum per annum.

SECTION 3. That the company shall have authority and power, and is hereby authorized and empowered to dig such trenches in, along and across the public streets, lanes, roads, alleys and side-walks, for the purpose of laying, re-laying, taking up and repairing their pipes for the distribution of steam heating fuel, and may enter into such lands and enclosures as may be necessary, and dig trenches through and across them for the same purpose, doing as little damage as possible to private property, and paying for whatever injury may be done by them; if the parties cannot agree upon the amount of damages, the same shall be assessed by three disinterested men on oath, to be appointed by the court of common pleas of the county in which the property is situated, on the application of either party: *Provided*, That the said company shall immediately repair and restore all such streets, lanes, alleys and side-walks to the former condition that they were in, at the cost and expense of said company; said corporation may extend the use of steam heating fuel to manufacturing and all domestic purposes: *Provided*, That said corporation shall pay into the treasury of the commonwealth such bonus and taxes as are now or may hereafter be required by law.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The second day of July, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1312.

An Act

To validate the will of William C. Hight, deceased, of Huntingdon county.

WHEREAS, William C. Hight, deceased, late of the borough and county of Huntingdon, in the commonwealth of Pennsyl-

vania, did on the twenty-third day of February, Anno Domini one thousand eight hundred and sixty-nine, make his last will and testament, wherein he the said testator, *inter alia*, did bequeath one thousand dollars to religious and charitable uses, and said testator died within one calendar month after the date of his said will; therefore,

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the eleventh section of the act of the general assembly of this commonwealth, entitled "An Act relating to corporations, and to estates held for corporate, religious and charitable uses," approved the twenty-sixth day of April, Anno Domini one thousand eight hundred and fifty-five, be and the same is hereby repealed, so far as the last will and testament of the said William C. Hight, of the borough and county of Huntingdon, is concerned; and any devises or bequests made by said testator to religious or charitable uses and purposes, shall be held and esteemed as good and valid as though in law and equity said eleventh section of said recited act had not been passed.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The fifth day of July, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1313.

An Act

To incorporate the American Contract Company.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That L. C. Evans, Alexander Knight, C. Grinnell and H. D. Little, their associates, successors and assigns, be and they are hereby authorized to form and be a body corporate, to be known as the American Contract Company, and by that name shall have perpetual succession, and may sue and be sued in any court whatsoever. Corporators
Name.

SECTION 2. That the corporation hereby created shall have power to contract with any person or persons, firm, corporation, or any other party howsoever formed, existing, or that may hereafter exist, to build, construct, maintain or manage Powers and
privileges.

any work, public or private, and supply or furnish all needful material, labor, implements, instruments and fixtures of any and every kind whatsoever, on such terms and conditions as may be agreed upon between the parties respectively, and shall have full power and authority to hold and own securities of any form, either as collateral or otherwise, and dispose of the same at pleasure, and shall have power to hold, own and dispose of such other personal or real estate as a majority of the stockholders of said corporation may at any time approve, in writing or by resolution, at any meeting of the stockholders.

Capital stock. SECTION 3. The capital stock of said company shall consist of two thousand shares of stock, of the value of fifty dollars each, being one hundred thousand dollars, with the privilege to increase the same, by a majority of the stockholders, at any annual or special meeting, to such amount as they may from time to time deem needful; and the corporators or a majority of them, named in the first section of this act, shall have power to open books for subscriptions at such times and places as they may deem expedient; and when not less than five hundred shares shall have been subscribed, and ten per centum thereon shall have been paid in, the shareholders may elect not less than three nor more than seven directors to serve until the next annual election, or until their successors shall be duly elected and qualified; and the directors so elected of said company, when it shall have been organized, may and they are hereby authorized and empowered to have and to exercise, in the name and in behalf of the company, all the rights and privileges which are intended to be hereby given, subject only to such liabilities as other shareholders are subject to, which liabilities are no more than for the payment to the company of the sums due or to become due on the shares held by them; and should the capital stock at any time be increased, the stockholders at the time of such increase, shall be entitled to a *pro rata* share of such increase upon the payment of the par value of the same.

Subscriptions.

Election of directors.

Power and authority of directors.

Right of stockholders in case of increase of capital stock.

Office. SECTION 4. The principal office of the said company shall be in the city of Philadelphia, but the directors, under such rules and regulations as they may prescribe, may establish branches or agencies in other parts of the state or elsewhere; all of the directors of said company shall be citizens of the United States, and reside therein, and shall keep a record of their proceedings.

Branches.

Directors to be citizens.

Annual election for directors. SECTION 5. The directors shall be elected annually by the stockholders, on the first Tuesday of March, and they shall elect from their number, at the first meeting of the board after their election, a president, and shall have power to elect a vice president, also a treasurer and secretary, and such other officers, clerks and agents as the business of the company may require; all elections for directors shall be by ballot, and every stockholder shall be entitled to one vote for each share of stock held by him; but no person shall be eligible as director who is not a stockholder to the amount of ten shares; at the annual or special meetings, a quorum shall consist of stockholders owning at least one-half of the capital stock.

Officers.

Votes.

Who may be a director.

Quorum.

SECTION 6. Ten days' notice shall be given by publication in two newspapers, published in the city of Philadelphia, of the time and place of the annual election, which election shall be conducted by three stockholders, one of whom shall act as judge, and the other two as inspectors. Annual election, notice of, and how conducted.

SECTION 7. The board of directors shall make all by-laws necessary for conducting the business of the company, which by-laws shall at all times be accessible to all persons transacting business with them; the directors shall have power to require payment of the amount remaining unpaid on the stock of said company, at such times and in such proportions as they shall think proper; the said assessments to be made as the by-laws of said company shall direct. By-laws. Payment of amount remaining unpaid on stock.

SECTION 8. The said company shall pay to the state treasurer, for the use of the state, a bonus of one-quarter of one per centum on the sum required to be paid in previous to the organization, in four equal annual instalments, the first payment to be made in one year after the payments of the capital stock shall be made, and also a like bonus on all subsequent payments on account of the capital stock of said company or any increase thereof, payable in like manner, and in addition to such bonus shall pay a like tax upon dividends exceeding six per centum per annum, as is or may be imposed by law on similar corporations. Bonus. Tax upon dividends.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The first day of December, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1314.

An Act

To authorize and empower the trustee or trustees under the will of John W. Kester, deceased, to sell real estate.

WHEREAS, John W. Kester, late of the city of Philadelphia, by his last will and testament, dated August, one thousand eight hundred and forty-eight, and a codicil thereto, dated twenty-sixth May, one thousand eight hundred and fifty-eight, empowered his executrix, therein named, to choose two men to divide his estate between his children, which two men should choose a third to act with them; and by the said codicil he provided that the shares of his daughters in his estate should be held by his executrix in trust, but gave no power of sale to such trustee: Preamble.

And whereas, A great part of the property of the said testator consists of unimproved real estate:

And whereas, The said executrix, named in the said will, has since died, without having made any appointment of persons to divide the said estate, and George B. Kester is now administrator *de bonis non cum testamento annexo*; therefore,

Administrator authorized to select men to divide estate.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the administrator *de bonis non cum testamento annexo* of John W. Kester, deceased, shall have full power to select men to divide the estate of the said testator, as fully and effectually as if such men had been chosen by the executrix named in the said will.

Sale of real estate and grounds authorized.

SECTION 2. That the said administrator *de bonis non cum testamento annexo*, as trustee for the said daughters of the said testator, under the codicil to the said will, and such person or persons as shall lawfully succeed him in the said trusts, or any of them, whether by appointment of a court of this commonwealth, or otherwise, be and they are hereby authorized, from time to time, to sell and convey, in fee simple, such part and parts of the real estate and ground rents of which they are or shall be trustees, as he or they may deem expedient, and to convey to the purchaser or purchasers as good and valid estate in the premises as the said John W. Kester was seized of and entitled to at the time of his death, and discharged from the trusts of his will: *Provided*, That the purchase money received by the said trustee or trustees, and any successors in the trusts, shall be held for the same trusts, uses and purposes as the real estate so sold; and that the said purchase money, when received, shall be invested by the said trustee or trustees in the securities specified in the said codicil; but that the said purchaser or purchasers shall not be liable, in any case, to see to the application of the purchase money.

Proviso.

JOHN CLARK,

Speaker of the House of Representatives.

WILMER WORTHINGTON,

Speaker of the Senate.

APPROVED—The thirty-first day of December, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1315.

An Act

To repeal an act authorizing the appointment of a measurer of paving stones.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the act, entitled "An Act authorizing the appointment of a measurer of paving stones," approved April fifth, one thousand eight hundred and fifty-nine, be and is hereby repealed.

JOHN CLARK,
Speaker of the House of Representatives.
WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The thirty-first day of December, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

No. 1316.

An Act

Supplementary to an act authorizing the South Mountain Iron Company to construct a railroad.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the fourth section of the act supplemental to the act incorporating the Pennsylvania railroad, passed March twenty-seventh, one thousand eight hundred and forty-eight, in relation to the selection and appointment of viewers to assess damages done or likely to be done in the construction of its railroad, be and the same is hereby extended to the South Mountain Iron Company; and that all acts inconsistent herewith be and are hereby repealed.

THOMAS J. McCULLOUGH,
Speaker of the House of Representatives *pro tem*.
WILMER WORTHINGTON,
Speaker of the Senate.

APPROVED—The seventeenth day of April, Anno Domini one thousand eight hundred and sixty-nine.

JNO. W. GEARY.

CERTIFICATE.

SECRETARY'S OFFICE.

HARRISBURG, *August 5, 1870.*

I certify, that in obedience to the directions of An Act of the General Assembly of the Commonwealth of Pennsylvania, I have collated with, and corrected by the original rolls on file in this office, the proof-sheets of the printed copies of this edition of the Laws and Resolutions of the General Assembly, passed during the session ending the seventh day of April, 1870, including an APPENDIX, containing laws passed at the sessions of 1859, 1860, 1866, 1867, 1868 and 1869, upon which the enrolment tax has been paid, and six other laws which were approved and signed by the Governor, since the publication of the Pamphlet Laws of 1869.

FRANCIS JORDAN,

Secretary of the Commonwealth.

INDEX.

A.

	PAGE.
ACADEMIES—American, of Music, supplement.....	928
Berwick borough, Columbia county, school directors authorized to sell.....	1313
Blairsville, exempted from taxation.....	468
Erie, trustees authorized to invest funds in certain bonds.....	180
Mifflinburg, to confirm action of burgess and council of borough in purchase and repair of.....	748
Smethport, trustees authorized to convey property of, to Smethport school district.....	471
Waterford, trustees authorized to appropriate money for erection of boarding hall.....	837
Wellsboro', transfer of, to Wellsboro' school district, authorized.....	992
West Chester, trustees and contributors of, authorized to become a State Normal school.....	367
Acknowledgments of deeds, &c., in District of Columbia, act relating to.....	32
United States commissioners, Bradford county, authorized to take.....	277
Actions by or against citizens of another state, and corporations, relative to changes of venue of.....	1293
executors, &c., parties to record in, not to be excluded from testifying.....	44
for damages, Philadelphia city, relative to commencement of, in certain cases.....	960
of ejection, Erie county, repeal of act relative to.....	175
Adams county—Contracts by county commissioners, relative to.....	834
Game, relative to taking of.....	1067
Medical practice, to regulate.....	705
State and county taxes, for more prompt collection of.....	1179
Adjutant General—Appropriations for salary and expenses of office.....	17, 19
Reifsnyder, Washington L., authorized to examine claim of.....	1098
Administrators—Orphans' courts may direct, to invest moneys in bonds of Pennsylvania Railroad Company.....	45
Parties to record in actions by or against, not to be excluded from testifying.....	44
Adopted—Robinson, John W., as heir of James Robinson.....	157
Ullom, Joseph, as heir of Daniel Turner.....	268
Advertisements, obscene, to prevent and punish publication of.....	39
Agricultural societies—East Pennsylvania Mechanical and, to change name of.....	1365
Erie County, authorized to sell its lands.....	1232
Montgomery County, incorporated.....	699

Aid Company, Industrial, incorporated	782
Aldermen—Allegheny county, for preservation of order in offices of.....	1230
Harrisburg city, relative to appeals from judgments of.....	221
fees of.....	1253
Lancaster city, acts of certain, validated.....	433
Lawrence county, to enlarge jurisdiction of.....	254
Luzerne county, appeals from judgments of, for wages, regulated.....	269
Scranton city, to legalize acts of certain.....	296
Allegheny city—Boundaries of, enlarged.....	562
Canal sewer, act relative to.....	1031
Charter of, to revise.....	717
Code of ordinances, relative to.....	945
Insurance Company, Federal, incorporated.....	1028
Parks, supplement to act providing means for conversion of common grounds into.....	711
Passenger Railway Company, Federal Street and Pleasant Valley, supplement.....	556
Poor directors, relative to.....	1205
Rents, for better security of.....	669
School controllers, to select place of deposit for school funds.....	1219
School directors, Fourth ward, authorized to borrow money, Seventh ward, authorized to levy tax to pay indebtedness.....	739
School property, supplements to act giving new wards right of compensation from old wards for.....	1165
Streets, lanes and alleys, relative to opening, altering and improving.....	138, 710
Allegheny county—Appeal from certain decision and order of court of common pleas, authorized.....	751
Baldwin school district, relative to collection of school tax.....	443
Bellevue borough, school directors authorized to borrow money and levy tax.....	618
Braddocks borough, school directors authorized to borrow money, issue bonds and levy tax.....	330
Bridge over arm of Allegheny river to Herr's island, construction of, authorized.....	757
Youghiogheny river, Thomas Mellon authorized to construct.....	939
William Douglass authorized to construct.....	776
Clerks to county commissioners, relative to salaries of.....	1406
Committing magistrates, act relative to.....	1052, 1234
Deeds heretofore made to bar estates entail, act validating certain.....	594
Detective officer, district attorney authorized to appoint.....	280
East Birmingham borough, coupon bonds of, exempted from taxation.....	359
relative to residence of August Ammon, justice of peace.....	136
Elizabeth borough, burgess and council authorized to erect lock-up.....	153
	1192

Allegheny county—Elizabeth borough, for better prosecution of disorderly persons.....	1191
Etna borough, for better prosecution of disorderly persons	353
Faas, J. M., for relief of.....	673
Ferry over Youghiogheny river in Elizabeth township, to establish.....	1349
near M'Keesport, to establish	1158
Fire marshal, supplement to act to provide for appointment of.....	117
Gas, illuminating, and gas meters, supplement to act to provide for appointment of inspector of	274
Indexes to records in recorder's office, to authorize making of new.....	820
Janitor of court house, county commissioners and controller to elect additional.....	1234
Killbuck township, relative to making and repairing roads and bridges.....	644
supervisors to pay certain sum of money to James O'Halloran and Charles O'Brien.....	1252
Law library, supplement to act relative to purchase of..	1215
Leet township, relative to construction and repair of roads and bridges.....	328
Lincoln township, school directors authorized to levy and collect additional tax.....	495
Liquors, act supplementary to acts relating to sale of... to prohibit issuing of licenses to sell, in certain boroughs and townships.....	952 1116
Lower Guysuta island, to extend boundaries of, and authorize Surveyor General to issue warrant and patent.....	780
Lower Saint Clair township, relative to collection of special tax by auditors and school board.....	358, 958
M'Clure township, part of, annexed to Allegheny city,	562
M'Keesport borough, for establishment of public scales, supplement to act relative to grading and paving streets.....	1032 1154
Mechanics' lien law extended to fixtures in and about mines, iron works and bridges.....	282
Millvale borough, supplement to act authorizing, to borrow money.....	319
Mines, relative to draining and ventilating.....	197
Monongahela borough, burgess and council authorized to levy additional tax.....	301
Mount Washington borough, burgess and council authorized to borrow money.....	1324
Notaries public, appointment of additional. authorized.....	128, 166, 176, 1166, 1211
Order in offices of aldermen and justices of peace, for preservation of.....	1230
Ormsby borough, burgess and council authorized to increase borough tax	293
Police district, Robinson township, relative to creation of.....	881
Prison, relative to salaries of warden and assistant warden	350
supplement to act for better management of..	94

Allegheny county—Reserve township, auditors authorized to construct foot-walks along roads, and levy tax	605
school directors authorized to borrow money	327
Sewickley borough, burgess and council authorized to levy special tax	183
repeal of act authorizing school directors to borrow money and levy additional school tax	867
taxes to be paid to borough treasurer	184
Sharpsburg borough, for better prosecution of disorderly persons	353
licensing of vehicles, relative to streets, lanes and alleys, relative to	378
State roads, Beaver county and, commissioners appointed to lay out	379
Butler, Armstrong and, appointment of commissioners to lay out, authorized	1082
county and, supplement to act to lay out	469
Washington county and, commissioners appointed to lay out	825
Superintendent of common schools, county commissioners to provide office for	601,809
Surveyors, to increase fees of, for attending courts as witnesses	848
Treasurer, relative to	1030
Washington avenue, to secure grading and macadamizing of	373
West Deer township, relative to supervisors and roads, Elizabeth borough, act relative to	1298
Pittsburg borough, relative to taxation for borough purposes	191
Allentown city—Notary public, appointment of additional, authorized	849
Supplements to charter of	101
Alleys—Allegheny city, relative to opening, altering and improving	815
Beaver borough, Beaver county, to vacate certain	514,861
Conshohocken borough, Montgomery county, relative to opening	751
Corry city, relative to improvement of	559
Danville borough, Montour county, to vacate certain	522
Harrisburg city, council authorized to vacate	572
Primrose, to vacate part of	1134
New Brighton borough, Beaver county, to vacate certain	673
Newville borough, Cumberland county, relative to assessment of damages and advantages to properties by opening	421
Reading city, act to vacate certain	926
repealed	142
Sharpsburg borough, Allegheny county, relative to opening, altering and improving	330
Williamsport city, relative to improvement of	1303
Alter, George A., deceased, relative to will of	379
Altoona city, for better regulation of halls and places of amusement in	538
American Academy of Music, supplement	214
	167
	928

American Anti-Incrustation Company, authorized to issue preferred capital stock.....	242
Artisans' Aid Association, incorporated.....	1344
Button Hole, Overseaming and Sewing Machine Company, increase of capital stock of, authorized.....	1396
College of Medicine in Pennsylvania, supplement.....	185
Contract Company, incorporated.....	1447
Iron Bridge Manufacturing Company of Chester, relative to.....	110
News Association, incorporated.....	1391
supplement.....	1181
Ammon, August, justice of peace, East Birmingham borough, Allegheny county, relative to residence of.....	153
Anderson, Elizabeth, annuity and gratuity granted to.....	371
Annin creek, M'Kean county, declared a public highway.....	596
Annuities to soldiers and soldiers' widows—See Soldiers and Appropriations.	
Appeal from certain decision and order of court of common pleas, Allegheny county, authorized.....	443
Appeals from judgments of justices, &c.—Dauphin county, relative to.....	221
Greene county, relative to.....	614
Juniata county, relative to.....	928
Luzerne county, regulated in certain cases.....	269
Venango county, relative to....	391, 397, 931
recorder, Williamsport city, regulated.....	675
Appropriations, for school purposes, Philadelphia city, relative to.....	1290
Pittsburg city, relative to time of making annual.....	1111
State—General act.....	17
Adjutant General, salary and expenses of office.....	17, 19
Anderson, Elizabeth.....	371
Attorney General, salary and expenses of office.....	17, 19
Auditor General, salary and expenses of office.....	17, 18
Blind, institution for instruction of.....	24
Board of Public Charities, expenses of.....	26
Boileau, John W.....	1330
Bowers, Samuel.....	822
Capitol building, repairs to.....	27
Chaplains, Senate and House of Representatives.....	25
Civil code commissioners.....	30
Clerk hire and expenses of the several departments.....	17, 18, 19, 20, 27, 28, 30, 37
to certain committee appointed by House of Representatives.....	1330
Clock on capitol, for winding, oiling and repairing,	27
Committees on contested election cases....	1327, 1328, 1330, 1332
Committee to make investigation in relation to soldiers' orphans' schools.....	20
Corporation tax laws, for expenses in executing.....	29
Corresponding secretary of Board of Public Charities, salary of.....	26
Costs in Scull vs. Findlay contested election case and State Treasury investigation, for payment of	1333
Couse, Frank.....	26
Deaf and dumb, for instruction of.....	23
Deming, H. C.....	30, 1332

Appropriations, State—Deputy in office of Attorney General, salary of.....	19
Secretary of the Commonwealth, salary of.....	17
Superintendent of Common Schools, salary of.....	20
Diamond, Alexander J.....	1332
Digests, for purchase of certain.....	21
Eastern experimental farm, for erection and repair of buildings on.....	26
Engineer, capitol building.....	22
Evans, William.....	18
Executive department, expenses of.....	17
Feeble minded children, school for.....	24
Fire companies, Harrisburg.....	25
Gehr, Foster.....	23
General agent and secretary of Board of Public Charities, salary of.....	26
Governor, expenses of inauguration of.....	1329
salary of.....	17
Graham, Joseph.....	594
Graham, Robert C.....	1332
Green street Methodist Episcopal church, Philadelphia.....	30
Hall, Joseph J.....	22
Harmon, Mrs. Peter.....	874
Historical department, expenses of.....	27, 37
Home for friendless children at Wilkesbarre.....	24
Northern.....	24
Harrisburg.....	25
Hospital for insane at Danville.....	26
Harrisburg.....	24
Western Pennsylvania.....	24
Marine, at Erie.....	25
Houk, Elizabeth.....	425
Houses of Refuge.....	24
Indexing journals of the legislature.....	23
pamphlet laws.....	23
private laws from year 1812.....	19
Inspector or examiner of soldiers' and sailors' orphans' schools, and female assistant, salaries of.....	28
Interest on state debt. for payment of.....	22
Journals of legislature. for packing and distributing.....	23
Judiciary.....	21
Laws. for packing and distributing.....	23
Legislature, clerks of.....	22, 23
expenses of.....	22
members, pay and mileage of.....	22
officers.....	22, 23
Lynch, John S.....	22
Maps attached to Auditor General's report on railroads. &c., for year 1868, for payment of.....	29
Markley and Shaffner.....	28
Mason, H. J.....	30, 1329
M'Cormick, David.....	30
M'Coy, Robert A.....	19

Appropriations, State—Military claims, for payment of.....	25
Historian, salary and expenses of office.....	27, 37
Miscellaneous expenses in offices of resident clerk of House of Representatives and clerk of Senate,	23
Nichols, J. D.....	22
Numbers, Thomas.....	27
Pages, legislature.....	22
Painting executive mansion, and fence on mansion yard.....	27
Penitentiaries.....	22
Pensions and gratuities.....	20
Powers, John.....	1327
Private secretary of Governor, salary of.....	17
Public buildings and grounds, repairs and improve- ments to.....	27
superintendent and assistant watchmen,	27
water and gas for.....	23
printing.....	22, 57
Rambo, Andrew M.....	1333, 1334
Range in executive mansion.....	27
Reed, Elizabeth.....	388
Reports, for purchase of certain.....	21
Rutherford, W. W.....	27
Saint John Boys' Orphan Asylum, Philadelphia.....	30
Salaries and, how paid.....	23
School department, expenses of.....	20
Schools, common and normal.....	20, 21
Scott, Eleanor.....	874
Scull, Edward.....	1329
Secretary of the Commonwealth, salary and ex- penses of office.....	17, 18
Seiler, R. H.....	27
Soldiers' and sailors' orphans, deficit in department for support of.....	43
education and main- tenance of.....	28, 29
expenses of depart- ment of.....	28
State Arsenal, for payment of men employed and materials used at.....	19
salary of keeper.....	20
Dam in French creek, for removing remains of.....	27
Department, expenses of.....	17, 18
Librarian, and assistant, salaries of.....	17
Library, for purchase of books for, &c.....	21, 26
Treasurer, salary and expenses of office.....	17, 19
Stenographer employed in State Treasury investi- gation.....	1331
Styer, William.....	22
Superintendent of Common Schools, salary and ex- penses of office.....	17, 20
Public Buildings and Grounds, salary of.....	27

Appropriations, State—Superintendent of Public Printing, salary of.....	17
Soldiers' and Sailors' Orphans, salary of.....	28
Surveyor General, salary and expenses of office.....	17, 18
Susquehanna river, for improving navigation of above line of Clinton county.....	28
Swisher, Michael.....	1107
Vantine, Thomas.....	1280
Watchmen, public buildings and grounds.....	26, 27
Weakly, Phebe.....	378
Work, John L.	23
Arbitrations, certain counties, relative to.....	918
Armstrong county—Allegheny township, relative to election of overseers of poor and assistant assessors.....	187
Apollo borough, burgess and council may levy street tax and compel property owners to pave side-walks,	419
Dog tax, to be appropriated to school purposes.....	1107
Ferries over Allegheny river, at certain points in Perry township, established.....	208, 561, 1105
Freeport borough, school directors authorized to bor- row money.....	1000
Kiskiminetas township, number and compensation of supervisors, fixed.....	406
Lauker, Peter, lands of, annexed to certain school dis- trict, for school purposes.....	1273
Liens of mechanics and others upon leasehold estates and property thereon, relative to.....	452
Livery stable keepers, for protection of.....	1151
Manorville borough, to extend limits of.....	400
Moore, John Jr., for relief of.....	1284
Notary public, justices of peace may hold office of.....	120
State road in Allegheny. Butler and, appointment of commissioners to lay out, authorized.....	469
Arsenal, State—Appropriations for payment of men employed and materials used at.....	19
salary of keeper.....	20
Keeper to be subject to orders of Adjutant General.....	20
Articles of agreement for sale of real estate, moneys owing upon, exempted from taxation, except for State purposes, in certain counties.....	144, 278
Artisans' Building and Loan Association of Philadelphia, certain privileges conferred on.....	1024
Assessment of damages on foreign attachments, relative to.....	60
Assessors—Armstrong county. Allegheny township, relative to election of,	187
Crawford county, relative to pay of.....	202
Luzerne county, Wilkesbarre borough, relative to.....	97
Lycoming county, relative to duties of.....	866
Philadelphia city, to receive additional compensation.....	389
two additional, created.....	946
Susquehanna county, to increase pay of.....	285
York county, repeal of act to increase pay of.....	429
Associations—Cemetery—See Cemetery associations and companies.	
Co-operative—See Co-operative associations and companies.	
Loans to firms, corporations and, relative to.....	56
American Artisans' Aid, incorporated.....	1344

Associations—American News, incorporated.....	1391
supplement.....	1181
Artisans' Building and Loan, of Philadelphia, certain privileges conferred on.....	1024
Avondale Relief, incorporated.....	80
Baldwin Mutual Relief Fund, incorporated.....	1295
Charter House, supplement....	415
Citizens' Library, of Washington, exempted from taxation...	603
Citizens', of Pennsylvania, supplement.....	461
Crawford County Law Library, relative to formation of.....	200
Decatur Building, of Frankford, charter of, altered and amended.....	112
Easton Driving Park, incorporated.....	906
Erie County Monumental, incorporated.....	865
Farmers' and Mechanics' Industrial, of Franklin county, for payment of damages awarded to.....	1435
Freehold Bank and Building, of city of Pittsburg, act supplementing charter of.....	339
Herdie Park, incorporated.....	1098
Honesdale Law and Library, supplement.....	885
Lafayette Building, Saving and Loan, relative to.....	743
Lycoming Law, certain fines and forfeitures to be received and collected by.....	592
Mechanics' and Laborers', of Gouldsboro', Luzerne county, incorporated.....	1312
Miners' and Laborers' Benevolent, of State of Pennsylvania, General Council of, incorporated.....	399
Moravian School, Berks county, trustees authorized to sell real estate.....	977
Philadelphia Park, relative to.....	460
Pittsburg Law, incorporated.....	270
Point Breeze Park, supplement.....	786
Reading Driving Park, incorporated.....	101
Second South-Western Building, act relating to.....	772
Tunkhannock Law and Library, repeal of act incorporating, Union Church and School, Lower Milford township, Lehigh county, trustees authorized to sell real estate.....	812
Wheatley Dramatic, supplement.....	856
Young Men's Christian, of city of Scranton, incorporated.....	824
Asylum—Miners' hospital and, of Schuylkill county, incorporated.....	919
St. John Boys' Orphan, Philadelphia, appropriation to.....	39
Attorney General—Appropriations for salary and expense of office.....	17, 19
Cleveland, Painesville and Ashtabula Railroad Company, to take proceedings against.....	961
Corporations, to institute proceedings against, in certain cases.....	45, 1334
Gross, John F., and others, to examine claims of.....	1405
Auctioneers—Clinton county, supplement to act authorizing appointment of.....	337
to extend provisions of certain act regulating, to Renovo borough.....	931
Crawford county, relative to.....	186
Luzerne county, Pittston borough, supplement to act authorizing appointment of.....	1241
Scranton city, and certain townships and borough, relative to appointment of.....	1040

Auctioneers—Luzerne county, White Haven borough and Foster and Denison townships, relative to appointment of,	704
Wilkesbarre borough, relative to.....	211
Mifflin county, provisions of certain act regulating, extended to Lewistown borough.....	931
Auditor General—Appropriations for salary and expenses of office.....	17, 18
Penalty on, for drawing warrants for larger sums than are appropriated.....	29
Reports on finances, &c., authorized to have copies of, printed.....	62
to, certain corporations to make.....	52, 61
Stevedores, Philadelphia city, to grant licenses to.....	958
Bateman, William O., authorized to pass claim of.....	954
Farmers' and Mechanics' Industrial Association of Franklin county, and certain individuals, to examine claims of	1435
Filler, Mrs. Sarah, to audit and settle claim of.....	1003
Gray, H. W., to draw warrant in favor of.....	1043
Gross, John F., and others, to examine claims of.....	1405
Heichhold, A. P., to examine claims of	1398
Perry, George T., to adjust claim of	1421
Reifsnnyder, Washington L., authorized to examine claim of.....	1098
Swetland, Gordon, to adjust claim of.....	1385
Thompson, Benjamin P., authorized to examine claim of,	1054
Auditors—Allegheny county, Reserve township, authorized to erect foot-walks and levy tax.....	605
Beaver county, borough and township, to increase pay of.....	354
Chester county, Valley township, authorized to increase road tax,	409
Crawford county, court authorized to fix compensation of, for extra services.....	1009
Erie county, to audit accounts of county treasurer.....	608
Indiana county, relative to compensation of.....	1217
Jefferson county, township, pay of, increased.....	714
Lancaster county, act relative to.....	560
Brecknock township, to re-audit certain bounty accounts	610
East Hempfield township, to re-audit certain bounty accounts	473
Lawrence county, certain townships, relative to pay of.....	816
Lebanon county, court authorized to appoint, to examine accounts of former treasurers	999
Lycoming county, court authorized to appoint, to audit bounty accounts of Mifflin township	1069
Monroe county, Stroud township, for appointment of, to audit bounty accounts.....	284
Northumberland county, Jackson township, to re-audit certain claim.....	1397
Perry county, court authorized to appoint, to audit bounty accounts of certain townships.....	104
Philadelphia city and county, appointed by courts, to regulate compensation of.....	1153
Scranton city, relative to appointment of, to audit bounty accounts	600, 848
Snyder county, Beaver township, authorized to pay off bounty debt.....	1285
Somerset county, to increase compensation of.....	499

Auditors—Washington county, borough and township, to increase pay of....	354
York county, act relative to	560
Avenues—Haverford, Philadelphia, relative to opening, grading and paving.....	888
Penn., and others, Pittsburg city, for improvement of.....	796
Washington, Allegheny county, to secure grading and macadamizing of.	1298
Avondale Relief Association, incorporated.....	80

B.

BAGGAGE, to prevent injury or destruction of.....	15
Baker, Hugh, supplement to the act granting pension to.....	947
Baldwin Mutual Relief Fund Association, incorporated	1295
Balsley, George J., State Treasurer to refund money to.....	1043
Band of Hope, Dry Run Independent, incorporated	444
Banking Company, Union, supplement	475
Banks—Allegheny city, councils authorized to levy tax on deposits of.	730
Savings—See Savings banks and institutions.	
Taxation of shares of, relative to.....	42, 1373
Artisans' Deposit, incorporated.....	152
supplement.....	387
Carlisle Deposit, to extend charter of.....	403
Farmers', of Schuylkill county, relative to.....	497
First National, Pittsburg, State Treasurer to refund certain moneys to.....	668
Franklin, of Philadelphia, incorporated.....	736
Freehold Building Association and, of Pittsburg, act supplementing charter of.....	339
Mechanics' National, Pittsburg, State Treasurer to refund certain moneys to.....	668
People's, of Philadelphia, incorporated	237
supplement.....	465
Safe Deposit, of Pottsville, incorporated.....	162
State, incorporated.....	335
West Philadelphia, powers of, defined and limited.....	310
Bateman, William O., to provide for payment of	954
Bath Car Company, incorporated	1354
Beaver county—Beaver borough, relative to sale of cider.....	1109
to vacate certain alley	559
Beaver Falls borough, relative to licensing vehicles, and taxation for borough purposes.....	1130
Big Beaver township, relative to roads	705
Bituminous coal and coke, standard weight and measure of, fixed	493
Darlington township, relative to roads.....	523
Georgetown borough, made a separate election district.....	1157
Hanover township, relative to roads.....	747
Jurors upon coroner's inquests, to provide for paying.....	123
Livery stable keepers, relative to	933
Medical practice, to regulate.....	705

Beaver county—New Brighton borough, to vacate certain alley	926
Notary public, appointment of additional, authorized.....	321
Pay of supervisors, and borough and township auditors, to increase	354
Rochester borough, relative to use and occupancy of portion of certain street.....	111
State road, Beaver and Mercer, act relative to.....	1064
in Allegheny county and, commissioners appointed to lay out.....	1082
Bedford county—Foxes, wild cats, &c., repeal of certain provisions authorizing payment of premium for killing.....	808
Hopewell township, relative to compensation of supervisors and persons working on roads.....	814
Poor house, relative to sale of old, and erection of new....	1122
repeal of act to validate contract for erection of.....	585
Roads and bridges, act relating to.....	1070
Wright, Jacob H., late justice of the peace, authorized to retain his docket and give transcripts therefrom.....	404
Bender, Robert P., authorized to lay railroad track across Callowhill street, Philadelphia city.....	900
Berks county—Cattle horses, &c., relative to running at large of, in certain townships.....	1125, 1170
Fines and forfeitures, relative to appropriation of moneys arising from.....	508
Fish, for protection of.....	430
Foot path across Saccony creek, and board walk, Kutztown borough and Maxatawny township, for protection of.....	696
Game and insectivorous birds, for better protection of.....	417
Medical practice, to regulate	1156
Notary public, appointment of additional, authorized	765
Reading—See Reading city.	
State and county taxes, Ontelawnee township, relative to collection of	395
Penn township, relative to collection of.....	890
Timber lands, to protect, from fire.....	1316
Witnesses, relative to fees of	174
Big Sandy Run Improvement Company, incorporated.....	1443
Bills of lading, to be surrendered, &c., before delivery of property.....	41
Birds, insectivorous, Berks county, for better protection of.....	417
Births, Pittsburg city, to be registered	1194
Bitner, Christian, for payment of damages awarded to	1435
Blair county—Altoona—See Altoona city.	
Blair township, repeal of act to prevent swine from running at large.....	123
Compensation of witnesses, jurors and county commissioners, to increase.....	595
Gibbony, John M., Governor authorized to commission, as justice of the peace for Allegheny township.....	188
Holidaysburg borough, relative to taxation for borough purposes, and transfer of surplus bounty funds.....	990
Medical practice, to regulate	705
Noxious weeds, to prevent growth of, in Tyrone and Snyder townships.....	998

Blair county, Patterson independent school district, erected out of parts of Huntingdon county and	1084
Blind, appropriation to Pennsylvania institution for instruction of.	24
Board for erection of city hall, Pittsburg city, supplement to act creating, of commissioners to superintend improvements and repairs on Eastern experimental farm, constituted	951
guardians of poor, Pittsburg city, to select treasurer, and receive interest on unexpended balances.....	26
health, Pittsburg city, acts supplementary to act establishing.....	476
Home Missions of Reformed church in United States, incorporated, ...	250, 1194
Public Charities, appropriations for expenses of	868
Education, First school district of Pennsylvania, relative to	26
Boileau, John W., appropriation to	437
Bolig, Henry, relative to hotel license of	1330
Bonds—Allegheny city, to be exempt from taxation	1041
Bounty—See Bounties to soldiers.	730
Coupon, East Birmingham borough, Allegheny county, exempted from taxation.....	136
Franklin city, mayor and councils authorized to issue.....	830
Market, Pittsburg city, authorized to issue.....	264
Overdue, Cameron county, county commissioners authorized to borrow money to pay	1233
Pennsylvania railroad, orphans' courts may direct executors, &c., to invest moneys in.....	45
Registered, county commissioners and controller, Allegheny county, authorized to issue.....	94
Bonsall, Jonathan, for payment of damages awarded to.....	1405
Boom on Two Lick creek, Indiana county, William Howe authorized to erect	1355
Boom companies—Act requiring, to report to Auditor General number of logs rafted, and to pay taxes.....	52
Lehigh, supplement.....	135
Boroughs—Northumberland county, relative to extension of limits of, and number and election of councilmen.....	1000
Apollo, Armstrong county, burgess and council may levy street tax, and compel property owners to pave side-walks.....	419
Beaver, Beaver county, relative to sale of cider.	1109
to vacate certain alley.....	559
Beaver Falls, Beaver county, relative to licensing vehicles, and taxation for borough purposes.....	1130
Bellefonte, Centre county, divided into three wards	1258
to provide for election of justice of the peace.....	589
Bentleysville, Washington county, relative to roads and streets, ...	177
Berwick, Columbia county, act supplementary to acts relating to, ...	1313
Blairsville, Indiana county, burgess and council authorized to borrow money.....	826
Bloomsburg, Columbia county, incorporated.....	343
Bridgport, Montgomery county, relative to collection of taxes on vacant lots	493
Brookville, Jefferson county, burgess and council authorized to increase borough tax.....	168
Butler, Butler county, to extend limits of.....	647

Boroughs—McKeesport, Allegheny county, supplement to act relative to grading and paving streets.....	1154
Mechanicsburg, Indiana county, part of certain farm annexed to, for purposes of taxation	1306
Middletown, Dauphin county, for recovery of municipal claims and taxes	1035
Milton, Northumberland county, relative to elections for borough officers.....	1177
Monongahela, Allegheny county, burgess and council authorized to levy additional tax	301
Monongahela City, Washington county, relative to streets, sidewalks, lock-up, and borough tax.....	563
Mount Washington, Allegheny county, burgess and council authorized to borrow money.....	1324
New Brighton, Beaver county, to vacate a certain alley.....	926
Newville, Cumberland county, relative to assessment of street damages and contributions	142
Oil City, Venango county, orders issued by burgess and council legalized	92
Ormsby, Allegheny county, burgess and council authorized to increase borough tax.....	293
Oxford, Chester county, enabled to purchase and complete gas and water works	764
Pine Grove, Schuylkill county, portions of streets in Bonewitz's addition, vacated	372
Plymouth, Luzerne county, election of town council, school directors, &c., regulated.....	1119
to confer additional powers on.....	1117
Pottsville, Schuylkill county, North ward created.....	842
Renovo, Clinton county, auctions and auctioneers regulated....	931
Rochester, Beaver county, relative to use and occupancy of portion of certain street	111
Saegertown, Crawford county, poor house farm in Woodcock township, annexed to	313
Sewickley, Allegheny county, burgess and council authorized to levy special tax	183
Shamokin, Northumberland county, burgess and council authorized to borrow money and increase rate of taxation	1307
Sharon, Mercer county, burgess and council authorized to appoint special police officers.	894
burgess and council authorized to borrow money.....	845
relative to wooden buildings on State street	405
Sharpsburg, Allegheny county, for better prosecution of disorderly persons.	353
licensing of vehicles, relative to...	378
streets, lanes and alleys, relative to.....	379
Shenandoah, Schuylkill county, relative to taxation for borough purposes	128
Slatington, Lehigh county, burgess and council authorized to borrow money.....	806
relative to taxation for borough purposes, and collection of cost of making gutters.....	807
South Chester, Delaware county, incorporated	413
Stroudsburg, Monroe county, burgess and council authorized to borrow money.....	77
Sunbury, Northumberland county, burgess and council authorized to open and extend certain streets	1283

Boroughs—Sunbury, Northumberland county, relative to elections for borough officers.....	1178
Tremont, Schuylkill county, relative to commitment of offenders to lock-up	819
Venango City, Venango county, burgess and council authorized to increase borough tax, supplement.....	302
Washington, Washington county, relative to vagrants and disorderly persons.....	1018
Washingtonville, Montour county, incorporated.....	1293
Waynesburg, Greene county, burgess and council authorized to increase borough tax.....	1212
Wellsboro', Tioga county, limits of, enlarged.....	988
West Elizabeth, Allegheny county, act relating to.....	849
West Newton, Westmoreland county, election of burgess and council regulated, and their powers increased.....	1224
Pittsburg, Allegheny county, relative to taxation for borough purposes	101
Pittston, Luzerne county, council authorized to borrow money, issue bonds and levy additional taxes.....	1238
White Haven, Luzerne county, supplement to act incorporating, ...	1110
Wilkesbarre, Luzerne county, act authorizing appointment of additional auctioneers.....	211
borough taxes and assessors, relative to.....	96
old burial ground, relative to.....	892
railroad tracks not to be laid in parts of Washington street.....	119
York, York county, burgess and council authorized to levy and collect additional tax.....	312
Youngsville, Warren county, to maintain certain side-walk.....	1002
Bottles, marked and registered, penalty for unlawful dealing in, or using, in Philadelphia city.....	1069
Boundary lines between Union, Centre, Mifflin and Snyder counties, appointment of commissioners to run, authorized	882
of Allegheny city, extended	562
Butler borough, to extend.....	647
Corry city, extended.....	569
Elk county, to enlarge	363
Eric city, to extend.....	242
Greenville borough, Mercer county, relative to.....	318
Manorville borough, Armstrong county, extended.....	400
Meadville city, extended.....	585
New Castle city, relative to.....	426
Wellsboro' borough, Tioga county, extended.....	988
Bounties to soldiers—Blair county, Hollidaysburg borough, relative to transfer of surplus of moneys raised to pay.....	990
Butler county, Connoquenessing township, relative to refunding of surplus of moneys raised to pay.....	695
Clinton county, Chapman township, to levy tax to pay indebtedness incurred for.....	287
Renovo borough, to levy tax to pay indebtedness incurred for.....	773
Dauphin county, Halifax township, to revive certain warrants for collection of tax to pay.....	404
Franklin county, Montgomery township, credit allowed certain persons on taxes assessed to pay, legalized.....	670
St. Thomas township, relative to assessment and collection of tax to pay, ...	132

Bounties to soldiers—Juniata county, Patterson borough and Tuscarora township, for re-payment of moneys advanced to pay.....	676
Lancaster county, Brecknock township, auditors to re-audit certain accounts relating to payment of.....	610
East Hempfield township, auditors to re-audit certain accounts relating to payment of.....	473
Sadsbury township, to revive warrant issued for collection of taxes to pay.....	1004
Lawrence county, repeal of portion of supplement to act relating to.....	253
Lycoming county, Mifflin township, court to appoint auditors to audit accounts relating to payment of.....	1069
Muncy Creek township, relative to payment of bonds issued for purposes of.....	124
Monroe county, Jackson township, to levy tax to re-pay money advanced to pay commutation of drafted persons.....	901
Stroud township, for appointment of auditors to audit accounts relating to payment of.....	284
to legalize payment of.....	733
Northumberland county, Jackson township, to levy tax to pay indebtedness incurred for.....	1398
Turbet township, to levy and collect tax to pay indebtedness incurred for.....	1135
Perry county, certain townships, court to appoint auditors to audit accounts relating to payment of.....	104
Seranton city, relative to appointment of auditors to audit accounts relating to payment of.....	600, 848
Snyder county, Beaver township, auditors authorized to pay off debt incurred for.....	1285
Tioga county, Chatham township, portion of money raised to pay, to be transferred from school to township fund.....	184
Union county, Lewis township, for relief of collector of tax to pay.....	100, 976
Wyoming county, Mehoopany township, property of soldiers, &c., exempted from tax.....	127
York county, Lower Windsor township, supplement to act relating to.....	1288
Bowers, Samuel, to pay a gratuity and pension to.....	822
Bradford county—Bridges, county, repeal of act requiring road commissioners to keep in repair.....	146
supplement to general act relating to.....	281
Civil actions, supplement to act authorizing reference of....	85
Courts, relative to holding terms of, at Troy.....	223
Deeds heretofore made to bar estates entail, act validating certain.....	20
Election officers, to increase pay of.....	843
Medical practice, to regulate.....	705
Poor house, electors authorized to vote on question of erection of.....	1013

Bradford county—Ridgebury township, relative to delinquent road taxes.....	568
Sale of lands for taxes, supplement to act relating to.....	282
Tnscarora township, supplement to act for protection of sheep.....	910
United States commissioners, authorized to take acknowledgments and depositions, and administer oaths.....	277
Bridges—Contracts by county commissioners, certain counties, for erection or alteration of, relative to.....	834
Allegheny county, mechanics' lien law extended to fixtures about, Kilbuck township, relative to construction and repair of.....	282
Leet township, relative to construction and repair of.....	644
Bedford county, act relating to.....	328
Bradford county, for recovering compensation for construction of, along North Branch canal.....	1070
repeal of act requiring road commissioners to keep in repair	1308
supplement to general act relating to	146
Clearfield county, act in reference to.....	281
Luzerne county, act providing manner in which to be built by county	1204
M'Kean county, act relating to.....	1199
Monroe county, county commissioners authorized to borrow money for repairing and re-building.....	1070
Montgomery county, Lower Merion township, repeal of acts relating to construction and repair of	459
Mosquito Valley, for erection of	579
Pike county, county commissioners authorized to borrow money for repairing and re-building.....	1244
Pittsburg, Virginia and Charleston Railway Company may, in construction of, along route, adapt same to travel of vehicles, &c.....	84
Over Allegheny river, from Ewalt street, Pittsburg, company to erect, supplement.....	1187
Arm of Allegheny river to Herr's island, Allegheny county, construction of, authorized.....	251
Clarion river, at Clarrington, relative to erection of.....	939
Mahontongo creek, Snyder county, relative to erection of.....	463
Middle creek, Snyder county, relative to erection of.....	1143
Ohio river, relative to construction of.....	465
Oil creek, Venango county, county commissioners authorized to purchase certain.....	1010, 1327
E. M. Hukill and others, authorized to construct	997
John Rynd and others, authorized to construct.....	181
Schuylkill river, Annity township, Berks county, company to erect, supplement.....	1407
South street, Philadelphia, supplement to act authorizing erection of.....	78
Stony creek, at Johnstown, supplement to act for erecting free, West Branch of Susquehanna river, Clearfield county, to correct error in location of certain	542, 1289
Lycoming county, relative to purchase of certain.....	1017
	520
	1244

Bridges— Over Youghiogheny river, Allegheny county,	Thomas Mellon authorized to construct.....	776
	Win. Douglass, authorized to construct.....	1406
Venango county, act relating to.....		1070
Wayne county, county commissioners to re-build, when carried away by floods.....		498
Bridge commissioners, Erie county, repeal of act relative to appointment of, to refund moneys raised under act relating to appointment of		275
Bridge companies—Lehigh and Northampton counties, not to collect toll from persons going to and returning from church on Sunday,		676
Ball's Eddy, incorporated		1363
Chebocton, assent of State given to act to incorporate.....		1418
Cresheim turnpike and, supplements.....	\$50, 1375	
Delaware, in Sullivan county, New York, and Wayne county, Pennsylvania, supplement.....		1429
Graham and Parker, incorporated		178
Karthaus turnpike and, act relative to		1029
Lower, authorized to fund its debt		509
Manayunk, supplement		156
Mattawanna, authorized to construct road between and at east end of bridges of.....		1163
May street, of Tionesta, incorporated.....		552
Monocacy, supplement.....		311
Ormsby, incorporated		1424
Pleasant, Warren county, time for commencing and completing bridge of, extended.....		1377
Shaw, incorporated.....		1419
Stockport, incorporated.....		434
Tionesta, incorporated		458
supplement..		1422
Bridge viewers, Northampton county, to increase pay of.....		1112
British records and papers, copies of certain, made evidence.....		70
Brown, John, farm of, annexed to Cherry Tree township, Venango county, for school purposes.....		947
Brown, Levi, for relief of.....		1194
Bucks county—Bristol township, relative to collection of school tax		179
Contracts by county commissioners, relative to		834
Doylestown borough, relative to fence viewers.....		1145
Lien of mechanics and others upon buildings, relative to.....		142
Rockhill township, to regulate time and place of holding township elections.....		357
State road in Philadelphia city and, to lay out.....		944
Wrightstown township, relative to taxing dogs.....		1015
to prevent cattle, &c., from running at large.....		489
Buildings—Philadelphia city, for better security of, from fire		218
See also Public buildings and grounds.		
Building associations—See Associations.		
Burial grounds—Allen school house, West Nantmeal township, Chester county, removal of dead from, authorized.....		1034
German Reformed, Rimersburg, Clarion county, removal of dead from, and sale of part of, authorized.....		120

Burial grounds—Hanover Presbyterian, Dauphin county, relative to.....	491
Lutheran, Lewisburg borough, Union county, removal of dead from, authorized.....	1016
Mount Joy borough, Lancaster county, removal of dead from, and sale of, authorized.....	642
Stone church, Lawrence county, act to preserve.....	633
Union, Millersburg borough, Dauphin county, relative to removal of dead from, and sale of.....	858
Wharton Street Methodist Episcopal, Philadelphia, relative to removal of dead from.....	165
Wilkesbarre borough, Luzerne county, relative to certain...	892
Burrell, J. M., deceased, relative to sale of real estate of.....	1222
Butler county—Bituminous coal and coke, standard weight and measure of, fixed.....	493
Bounties, Connoquenessing township, relative to refunding surplus moneys raised to pay...	695
Butler borough, to extend limits of.....	647
Cattle, horses, &c., to prevent running at large of, in certain townships and borough.....	431
Courts, act in relation to interpreter for.....	565
judges to hold special sessions.....	989
Fry, Jacob, to continue to act as justice of the peace for Connoquenessing township.....	603
Liens of mechanics and others upon leasehold estates, and property thereon, relative to.....	452
Roads, Connoquenessing and Brady townships, relative to....	406
State road in Allegheny, Armstrong and, appointment of commissioners to lay out, authorized....	469
Allegheny county and, supplement to act to lay out.....	825
Lawrence, Venango and, (from New Castle to Emlenton,) supplement to act authorizing laying out of.....	489
Survey books, relative to transcribing.....	770
Butter manufacturers, certain counties, to protect.....	1176

C.

CALDWELL, DAVID, late prothonotary of Huntingdon county, authorized to sue for fees.....	1408
Cameron county—Commissioners, authorized to borrow money to pay overdue bonds.....	1233
Emporium borough, to authorize increase of taxes.....	1133
Jail, prisoners may be committed to, by authorities of Potter county.....	79
Jurors, relative to pay of.....	291
Canal, North Branch, for payment of damages done to certain lands by construction, repair and use of.....	790, 1308
for recovering compensation for construction of bridges along line of.....	1308
Canal basin, in harbor of Erie, to vacate part of.....	156
Canal companies—Authorized to issue bonds, and abandon portions of their lines.....	1318
Lateral railroads, authorized to construct.....	41
Railroad companies may purchase stock and bonds and lease canal of, or become consolidated with.....	75
Reports to Auditor General, to make.....	61

Canal companies—Delaware and Hudson, authorized to construct railroad,	554
Erie, relative to.....	687
West Philadelphia, supplement.....	228
Capitol building, appropriation for repairs to.....	27
Carbon county—Banks township, school directors authorized to borrow money.....	109
Coal mines, to provide for health and safety of persons employed in.....	3
preservation of records of inspection of.....	51
Committing magistrates, act relative to.....	147
Court house, relative to erection of new.....	791
Fees, sheriff and prothonotary empowered to sue for.....	259
Hotel keepers, may hold office of sheriff.....	356
Jurors upon coroner's inquests, to provide for paying.....	123
Lien of mechanics and others upon buildings, relative to..	430
Mauch Chunk borough, relative to taxation for borough purposes.....	642
Medical practice, to regulate.....	705
Prothonotaries and clerks of courts, relative to duties of..	1173
Carbondale city, supplement to act to incorporate	497
Car company, Bath, incorporated.....	1354
Cattle—Berks county, certain townships, relative to running at large of.....	1125, 1170
Bucks county, Wrightstown township, to prevent running at large of,	489
Butler county, certain townships and borough, to prevent running at large of.....	431
Crawford county, relative to running at large of.....	230, 905
Erie county, to prevent running at large of.....	230
Indiana county, Burrell township, to prevent running at large of,	580
Lancaster county, certain townships, to prevent running at large of,	862
Lawrence county, certain townships, to prevent running at large of,	576
Lehigh county, Upper Saucon township, to prevent running at large of.....	896
Luzerne county, Abington township, repeal of act to prevent running at large of.....	158
Exeter township, to prevent running at large of,	878
Montgomery county, certain townships, to prevent running at large of	743, 773
Northumberland county, Turbet township, to prevent running at large of.....	1137
Sullivan county, Forks township, to prevent running at large of,	564
Venango county, Canal township, repeal of act to prevent running at large of.....	838
Warren county, certain townships, to prevent running at large of,	433, 580
Cemetery associations and companies—Forest Hill, of Scranton, to confer additional privileges on.....	1182
Greenwood, of Philadelphia, authorized to make foot-way adjoining cemetery.....	556
Greenwood, of Philadelphia, to exempt grounds of, from taxation, &c.	95
Union, of borough of Lebanon and vicinity, incorporated.....	1336
Union, of borough of Lebanon and vicinity, supplements.....	276, 381

Central Board of Education, Pittsburg city, to select treasurer of school funds.....	231
Improvement Company, incorporated.....	1056
Inclined Plane Company, incorporated	879
Transportation Company, relative to.....	114
Centre county—Bellefonte borough, divided into three wards.....	1258
school directors authorized to borrow money.....	494
to provide for election of justice of peace	589
Boundary lines between Union, Mifflin, Snyder and, appointment of commissioners to run, authorized.....	882
Court, common pleas, to fix monthly return days in.....	1231
Poor house, erection of, by Milesburg borough and other districts, authorized	1088
Timber lands, to protect, from fire.....	1316
Treasurer, relative to fees of, for advertising unseated land, Unionville borough, school directors authorized to borrow money	491
money	144
Chaplains, Senate and House of Representatives, appropriation to.....	25
Charities, public, appropriations for expense of board of.....	26
Charter House Association, supplement.....	415
Cheese manufacturers, certain counties, to protect.....	1176
Chester city—Act authorizing, to borrow money.....	76
Chestnut street, to vacate part of.....	1287
Gas works, relative to establishment of.....	1047
Real estate, to vest certain, in trustees, and authorize them to sell same.....	1416
Water works, supplement to act relating to erection of, by South ward.....	558
Chester county—Calm township, relative to taxing of dogs.....	122
Coatesville borough, authorized to erect water works, and relative to taxation for borough purposes.....	680, 682
Commissioners, authorized to sell certain real estate.....	593
to provide office for superintendent of common schools.....	167
Court, common pleas, authorized to decree sale of school house, and payment of trust fund to school directors, West Nantmeal township.....	1034
Elk township, to repeal special road laws.....	147
Kennett Square borough, school directors authorized to borrow money.....	706
Medical practice, to regulate	705
Oxford borough, enabled to purchase and complete gas and water works	764
Pocopson township, to change number and mode of election of supervisors.....	126
Schuylkill district, to vest title to certain real estate in school board.....	442
Supervisors, supplement to general act requiring, to give security.....	278
Valley township, auditors authorized to increase road tax....	409
West Bradford township, repeal of act relating to roads.....	176
West-town school property, to repeal part of act exempting, from taxation.....	1162

Chester Wharf and Shipping Company, incorporated.....	1401
supplement.....	789
Church associations—See Associations.	
Guild, Pittsburg, property of, exempted from taxation.....	611
Churches—Baptist, Washington borough, parsonage of, exempted from taxation.....	1434
Evangelical Lutheran, Berriesburg, Dauphin county, trustees authorized to sell certain real estate.....	1350
Donegal, Westmoreland county, to exempt parsonage of, from taxation.....	823
General synod of, in United States, incorporated.....	598
Lewisburg borough, removal of dead from burial ground of, authorized.....	1016
Salem's, Lebanon borough, authorized to dispose of real estate.....	1132
Friends, Kimberton, Chester county, sale of, authorized.....	1378
German Reformed, Mount Tabor, Lebanon borough, authorized to dispose of certain real estate.....	1132
Reading city, trustees, &c., authorized to borrow money and mortgage real estate.....	1137
Rimersburg, Clarion county, trustees authorized to remove dead and sell real estate.....	120
Gloria Dei, Philadelphia city, supposed escheat released to.....	964
Methodist Episcopal, Green street, Philadelphia, appropriation to,.....	30
Sunbury, trustees authorized to execute, mortgage and issue and dispose of bonds.....	398
Washington borough, parsonage of, exempted from taxation.....	1422
Wharton Street, Philadelphia, trustees authorized to remove dead.....	165
Pleasant Valley, York county, sale of, authorized.....	1418
Presbyterian, First, Mauch Chunk, Carbon county, trustees authorized to sell real estate.....	1097
Sunbury, Northumberland county, trustees authorized to sell real estate.....	775
Hanover, Dauphin county, act relating to.....	491
Rehoboth, Rostravertownship, Westmoreland county, parsonage of, exempted from taxation.....	1434
Reformed, Board of Home Missions of, incorporated.....	868
Stone, Lawrence county, to preserve burial ground of.....	683
Cider, relative to sale of, in Beaver borough.....	1169
Citizens' Association, supplement.....	461
City Sewage Utilization Company, incorporated.....	1441
supplement.....	1056
Civil actions, relative to enlarging jurisdiction of justices of the peace in, in certain counties.....	188, 254, 586, 596, 987
relative to reference of, in certain counties.....	85, 219, 540
code commissioners, appropriation to.....	30
when to have work completed.....	30
proceedings, act allowing interested parties to be witnesses in, extended,	36, 44
Claims due Commonwealth, relative to collection of.....	58
military—See Military.	
municipal, Middletown borough, Dauphin county, for recovery of.....	1035

Clarion county—Contracts by county commissioners, relative to.....	834
Ferry over Allegheny river at Fox's Landing, established,	208
Graham's Landing, established.....	561
Sarah Furnace, established,	1105
Liens of mechanics and others upon leasehold estates and property thereon, relative to	452
Notaries public, relative to appointment of.....	1144
State road in Jefferson county and, supplement to act for laying out.....	709
Venango county and, commissioners appointed to lay out	1102
Clark, Jacob, portion of farm of, annexed to Mechanicsburg borough, Indiana county, for purposes of taxation	1306
Clearfield county—Bridge over West Branch of Susquehanna river, to correct error in location of certain	520
Bridges, act in reference to	1204
Burnside township, supervisors authorized to levy additional road tax.....	129
Courts, common pleas, to fix monthly return days in.....	1231
to fix time for holding	1193
Fees of certain officers, statute of limitations extended for collecting.....	484
Hawking, peddling and huckstering, supplement to act relating to	382
Liquor licenses, to authorize granting of	1259
Little Anderson's creek, declared a public highway.....	610
State road in Centre county and, supplement to act for laying out	654
Taxes, relative to collection of	483
Clerks—Commissioners, Allegheny county, relative to salaries of.....	1052, 1234
Committee to investigate whether improper use had been made of State funds, to pay	1330
Courts, Carbon county, relative to duties of.....	1173
Clearfield county, statute of limitations extended for collection of fees of.....	484
Lancaster county, relative to fees of.....	558
Monroe county, relative to duties of	1173
Departments, appropriations for salaries of	17, 18, 19, 20, 27, 28, 30, 37
Legislature, appropriations for pay of	22, 23
Mining districts of Schuylkill and Luzerne, relative to appointment and duties of	51
Cliff Farm Trout Propagating Company, incorporated	805
Clinton county—Auctioneer, supplement to act authorizing appointment of...	337
Chapman township, school directors authorized to levy bounty tax.....	287
County printing, relative to.....	1279
Fines, forfeitures and penalties, relative to.....	511
Fishing creek, acts declaring a public highway, repealed as to Lunar township.....	1155
Hall's, Fish Dam and M'Sherry's runs, declared public highways.....	329
Lock Haven borough, school directors authorized to borrow money.....	483
city, incorporated.....	619
to amend act incorporating.....	1020

Clinton county—Notary public, appointment of additional, authorized.....	88
Renovo borough, auctions and auctioneers regulated.....	931
school directors authorized to levy bounty tax	773
Road taxes, act relating to appropriation of certain, repealed as to Beech Creek township	199
State road in Potter county and, supplement to act appointing commissioners to lay out	1206
Treasurer, relative to fees of, on unseated lands and licenses, ...	832
Trout, relative to preservation of	1201
Clock on capitol, appropriation for winding, oiling and repairing.....	27
Coal banks, Hickory township, Mercer county, relative to taxing for school purposes	935
for weighing, in M'Keesport borough, Allegheny county.....	1032
mined and transported over railroads, in Schuylkill county, tax imposed on, for erection, &c , of Mines' Hospital and Asylum.....	921
mines—See Mines.	
to fix standard weight of, in Beaver and Butler counties	493
Coal companies—Derby, to amend charter of.....	641
Elk Hill, supplement.....	1175
Fall Brook, supplement	185
Foster Iron and, authorized to sell its property and franchises.....	113
Freeport and Shenango Valley Railroad and, supplement... ..	139
Girard Mutual, authorized to hold and convey certain real estate.....	302
Glenwood, incorporated.....	1350
supplement.....	1356
Honey Brook, supplement.....	1058
Huntingdon and Broad Top Mountain Railroad and, supplement	836
Keystone Transportation and, supplement.....	1357
Lehigh Grain, Lumber and, incorporated.....	912
Moshannon, authorized to reduce its capital stock	253
Philadelphia, authorized to receive conveyance of certain real estate	302
Swatara Falls, act relating to.....	581
Westmoreland, authorized to purchase property and franchises of Foster Coal and Iron Company	113
Coal Exchange Company, Pittsburg, incorporated.....	599
Cochran, James, for payment of damages awarded to	1405
Coke, Beaver and Butler counties, standard measure and weight of, fixed.....	494
Collateral inheritance tax—See Tax.	
Colleges—American, of Medicine, in Pennsylvania, supplement.....	185
Hahnemann Medical, of Philadelphia, and Homœopathic Medical, of Pennsylvania, supplement to act to consolidate	385
Lebanon Valley, supplement	888
Saunders, incorporated.....	697
St. Vincent, incorporated.....	1227
Swarthmore, supplement.....	1161
Thiel, of Evangelical Lutheran Church, incorporated.....	1167
Columbia county—Berwick borough, acts supplementary to acts relating to.....	1313
Bloomsburg, to define limits and organize town of	343
Bloom district, to regulate election of poor directors for.....	611

Columbia county—Coal mines, to provide for health and safety of persons employed in.....	3
for preservation of records of inspection of....	51
Conyngham township, Charles G. Murphy, to continue to act as justice of the peace for	1188
repeal of portion of act relative to roads.....	1128
Venue in a certain case changed from Montour county to...	733
Commissioners, civil code, appropriation to.....	30
when to have work completed.....	30
of Sinking Fund, relative to duties of.....	68, 69, 74
to lay out certain State road in M'Kean county, for relief of...	363
remove remains of State dam in French creek, appointment of.....	27
run boundary lines between Union, Centre, Mifflin and Snyder counties, appointment of	882
superintend improvement and repairs on Eastern experimental farm, board of, constituted	26
United States, Bradford county, authorized to take acknowledgments and depositions, and to administer oaths.....	277
Commissioners—Adams county, relative to contracts by.....	834
Allegheny county, relative to salaries of clerks to.....	1052, 1234
to provide office for superintendent of common schools	848
Armstrong county, authorized to examine accounts of John Moore, Jr.....	1284
Blair county, to increase compensation of.....	595
Bucks county, relative to contracts by.....	834
Cameron county, authorized to borrow money to pay overdue bonds	1233
Carbon county, authorized to dispose of present court house site and public buildings	791
Chester county, authorized to sell certain real estate.....	593
to provide office for superintendent of common schools	167
Clarion county, relative to contracts by.....	834
Crawford county, court authorized to fix compensation of, for extra services	1099
Delaware county, authorized to borrow money	1207
Erie county, relative to contracts by.....	834
Indiana county, relative to compensation of.....	1217
Jefferson county, authorized to borrow money	212
Juniata county, relative to contracts by.....	834
Lancaster county, authorized to appropriate money to Home for friendless children.....	1157
relative to contracts by.....	834
to give security for faithful performance of duties	266
Lehigh county, authorized to borrow money.....	761
may erect side-walks adjoining certain bridge.....	191
Luzerne county, authorized to borrow money.....	1185
Mercer county, relative to contracts by.....	834
Mifflin county, repeal of act to confer duties of poor directors upon.....	98
Monroe county, authorized to borrow money	459, 781
to increase compensation of.....	125

Commissioners—Montgomery county, authorized to borrow money for erection of new poor house.....	744
relative to contracts by.....	834
Pike county, authorized to borrow money.....	84
Schuylkill county, relative to contracts by.....	834
to receive returns of certain tax collectors	107, 267, 587, 923
Snyder county, to cause bridge to be erected over Mahoningo creek.....	1143
to cause bridge to be erected over Middle creek.....	465
Venango county, authorized to purchase Oil City iron bridge.....	997
relative to compensation of.....	202
contracts by.....	834
to give security for faithful performance of duties.....	895
Wayne county, mileage granted to	290
to re-build bridges when carried away by floods.....	498
Westmoreland county, relative to contracts by.....	834
Committee to make investigation in relation to soldiers' orphans' schools, appropriation to	20
Committees on contested election cases, appropriations to	1327, 1328, 1330, 1332
Committing magistrates, certain counties, relative to duties of	147, 280, 594
Common schools—See Schools.	
Commutation of sentences of persons confined in county jails or prisons, relative to	32
Conestoga creek, Lancaster county, to declare part of, a public highway, for protection of fish.....	821
Congregations—See Churches.	
Constables—Greene county, relative to fees of.....	614
Harrisburg city, relative to fees of.....	1253
Lebanon county, Lebanon borough, certain fees of, regulated.....	1066
Luzerne county, Plymouth borough, election of, regulated.....	1119
township, relative to election of.....	118
Perry county, terms of, extended.....	91
Schuylkill county, county to pay costs of, in certain cases.....	693
Venango county, relative to fees of.....	391
York county, York borough, certain fees of, regulated.....	844
Continental Improvement Company, supplement.....	553
Contract Company, American, incorporated.....	1447
Contracts by county commissioners, certain counties, relative to.....	834
Convicts—See Prisoners.	
Co-operative associations and companies—Commonwealth, incorporated.....	355
Kingston and Wyoming, incorporated	696
Providence, of Pennsylvania, No. 1, incorporated	321
Relief Association, National, of Pennsylvania, incorporated.....	1212
Store, Meadville, act to incorporate.	1388
amended	1009
Union, Iron Moulders' International, incorporated.....	438

Copenheffer, Jonathan E., farm of. annexed to Washington township, Dauphin county	761
Corn Exchange, of Philadelphia, supplement.....	1253
Coroners—For payment of jurors upon inquests held by. in certain counties	123
Erie county, relative to fees of.....	226
Lycoming county, relative to fees of.....	695
Corporation tax laws, appropriation for expenses in executing.....	29
Corporations—Accounts for money appropriated to, by State, to be rendered to Auditor General.....	30
Attorney General to institute proceedings against, in certain cases	45, 1334
Bonded obligations and capital stock, authorized to increase, ...	1374
Executions against, relative to.....	58
Loans to firms, associations and, relative to	56
Mechanics' liens for labor done or materials furnished for, Allegheny county, relative to.....	282
Railroad companies authorized to make contracts with.....	31
Suits by or against, relative to changes of venue of.....	1293
Corresponding secretary of board of public charities, appropriation for salary of.....	26
Corry city—School directors authorized to borrow money and levy additional tax.....	590
Supplement to act incorporating.....	569
Costs in criminal cases—Schuylkill county, relative to payment of.....	693
Scranton city, relative to payment of.....	222
Scull vs. Findlay contested election case, and State Treasury investigation, for payment of.....	1333
Cottage Company, Germantown, supplements	213, 964
Councils—Philadelphia city, relative to eligibility to office of member of... ..	1083
Pittsburg city, relative to election of members of, and representation in.....	1055
Court house, Carbon county, relative to erection of new.....	791
Courts—Bradford county, relative to holding terms of, at Troy	223
Butler county, act in relation to interpreter for.....	565
judges to hold special sessions.....	989
Clearfield county, to fix time for holding.....	1193
Clerks of—See Clerks.	
Common pleas, Allegheny county, appeal from certain decisions and order of, authorized.....	443
Centre county, to fix monthly return days in.....	1231
Chester county, authorized to decree sale of school house, and payment of trust fund to school directors, West Nantmeal township.....	1034
Clearfield county, to fix monthly return days in...	1231
Dauphin county, to enlarge jurisdiction of.....	57
Erie county, authorized to appoint poor directors.. ..	1005
to appoint special auditors to aid in settling accounts of treasurer	608
Lebanon county, to appoint auditors to examine accounts of former treasurers.....	999
Luzerne and adjoining counties, judges may commit friendless children to Home for friendless children, at Wilkesbarre.....	24
county, relative to holding separate... ..	758

Courts—Common pleas, Luzerne county, to appoint clerk for mining district of Luzerne	51
to appoint examiners to examine candidates for appointment of inspector of coal mines.....	9
Perry county, to fix monthly return days in.....	1231
Philadelphia city and county, to authorize additional law judge of	1023
Schuylkill county to appoint clerk of mining district of Schuylkill.....	51
appoint examiners to examine candidates for appointment of inspector of coal mines.....	10
Criminal, certain counties, supplement to act to establish.....	1254
District, city and county of Philadelphia, to authorize additional law judge for.....	1024
Lawrence county, relative to time of holding May term of.....	415
Mayor's, Scranton city, jurisdiction of, enlarged	903, 904
terms of	905
Mercer county, relative to	320
Orphans', discharge of liens of mortgages by sales made under order or decree of	37
may direct executors, &c., to invest moneys in bonds of Pennsylvania Railroad Company.....	45
Westmoreland county, authorized to modify order of sale of real estate of J. M. Burrell, deceased	1222
Quarter sessions, Crawford county, authorized to fix compensation of county commissioners and auditors for extra services rendered	1009
Lycoming county, authorized to appoint auditors to audit bounty accounts of Mifflin township..	1069
Perry county, authorized to appoint auditors to audit bounty accounts of certain townships....	104
Special, Fayette county, relative to.....	360
Supreme, Western district, prothonotary may, in certain cases, remit records to courts below, and charge fees to counties.....	72
Thirteenth judicial district, to provide additional law judge of....	272
Thirtieth judicial district, relative to	33
Couse, Frank, appropriation to.....	26
Crawford county—Arbitrations, relative to	948
Assessors, relative to pay of.....	292
Auctioneers, relative to	186
Butter and cheese manufacturers, to protect.....	1176
Commissioners and auditors, court authorized to fix compensation of, for extra services	1009
Committing magistrates, relative to duties of.....	147
Conneautville borough, burgess and council may license vehicles and limit charges for use of same.....	759
Fish, for protection of.....	420
Hawking and peddling of tin, sheet iron, &c., relative to,	833
Horses, cattle, sheep and swine, relative to running at large of.....	230, 905
Judicial district, erected into separate	33
Justices of the peace, authorized to take recognizances of bail in certain cases.....	227
jurisdiction of, enlarged.....	586
Landlords and tenants, repeal of act relating to.....	604

Dauphin county—Foxes, premium for killing, fixed	1015
Halifax township, school directors authorized to borrow money	1145
to revive certain warrants for collection of bounty taxes	404
Harrisburg—See Harrisburg city.	
Jurors, to increase pay of.....	222
Linglestown, to grade and pave certain streets in.....	428
Medical practice, to regulate.....	705
Middletown borough, for recovery of municipal claims and taxes.....	1035
Militia, repeal of act relating to	1222
Sheriff, relative to fees of.....	333
time of commencement of official term of, fixed...	691
Solicitor, act providing for election of.....	855
Venue of certain suits, repeal of acts to change, to Lancaster county	1063
Washington township, certain farm annexed to.....	761
Deaf and dumb, appropriation for instruction of.....	23
Deaths, Pittsburg city, to be registered.....	1194
Debt, State, appropriation for payment of interest on.	22
Deeds, for taking and certifying acknowledgments of, in District of Columbia, heretofore made to bar estates entail, Allegheny and Bradford counties, act validating certain	32
relating to lands in more than one county, exemplifications of record of, may be recorded	280
to confirm certain, executed by A. H. Proper, and wife, and poor directors, Crawford county.....	13
validate certain, executed by Andrew F. Russell and wife.....	1286
Deer, Forest county, to prevent hunting of, with dogs.....	657
Deer, Forest county, to prevent hunting of, with dogs.....	125
Delaware county —Chester—See Chester city.	
Commissioners, authorized to borrow money.....	1207
Earby township, to provide for assessment of road tax.....	897
District attorney, relative to fees of.....	1214
Indebtedness between Lamokin road district and Chester township, for adjustment of.....	332
Middletown township, repeal of act relative to assessment of road and school taxes.....	1014
Road laws, supplement to act relating to.....	485
South Chester borough, incorporated.....	413
State road in Philadelphia city and, to lay out.....	917
Thornbury township, repeal of act relative to assessment of road and school tax.....	1140
Treasurer, relative to salary of	587
Witnesses subpoenaed before justices of peace and aldermen, fees of, increased	412
Deming, H. C., appropriations to	30, 1332
Deposit Company, National, supplement.....	260
Deputy in office of Attorney General, appropriation for salary of.....	19
Secretary of the Commonwealth, appropriation for salary of.....	17
Superintendent of Common Schools, appropriation for salary of.....	20
Deserted wives and children, Schuylkill county, act relating to	777

Detective, special, district attorney, Allegheny county, authorized to appoint,	359
Diamond, Alexander J., appropriation to	1332
Digests, appropriation for purchase of certain	21
Dillon, William, committee of, authorized to sell real estate	685
Disorderly persons—Elizabeth borough, Allegheny county, for better prosecution of	1191
Etna borough, Allegheny county, for better prosecution of	353
Sharpsburg borough, Allegheny county, for better prosecution of	353
Tremont borough, Schuylkill county, may be committed to lock-up.	819
Washington borough, Washington county, may be fined and committed to county jail by burgess.	1018
Dispatch Company, Lehigh, incorporated	870
District attorneys—Allegheny county, authorized to appoint special detective,	359
Delaware county, relative to fees of	1214
Lycoming county, to conduct proceedings on part of prosecution in cases before recorder, Williamsport city	675
Scranton city, relative to fees of	222
Divorce—Husband or wife may testify in proceedings for.	36
Goodrich, Watson and Julia	1034
Hamilton, Thomas and Amanda J	685
Lane, Daniel and Ava Percy	1004
M'Alarney, J. C., and Almeda Witter	1370
Miles, Thomas C. and Annie	338
Reeder, Cornelia M. and William D. H.	679
Seymour, Edmund B. and Clarinda W.	1403
Steavely, Richard and Ella	834
Dog tax—See Tax.	
Douglass, William, authorized to construct bridge over Youghiogheny river,	1406
Doylestown Improvement Company, incorporated	1250
Draining of mines, Allegheny county, provisions of certain act extended to...	197
wet or swampy lands, act for	47
New Castle city, relative to	436
Drains, Hazleton borough, Luzerne county, relative to construction of	1112
Drunkenness—Franklin county, repeal of certain act relative to commitment of persons on charges of	265
Lebanon county, relative to commitment of persons on charges of	1065
Dry Run Independent Band of Hope, incorporated	444
Duquesne Greys, of city of Pittsburg, incorporated	291
E.	
EASTERN EXPERIMENTAL FARM, for erection and repair of buildings on	26
Easton Driving Park Association, incorporated	906
East Pennsylvania Agricultural and Mechanical Society, to change name of,	1365
Eberly, Jacob, for payment of damages awarded to	1435

Eddie, Hays, trustee, authorized to sell certain real estate.....	455
Ejectment, repeal of act relative to actions of, in Erie county.....	175
Election district, Georgetown borough, Beaver county, made separate.....	1157
officers, Bradford county, to increase pay of.....	843
precincts, Reading city, relative to division of wards into.....	1246
Elections—Supplement to act relating to.....	53
Allegheny city, for municipal and ward officers, relative to.....	718, 719
Bedford county, on question of sale of poor house property, authorized.....	1122
Berwick borough, Columbia county, for borough officers and school directors, relative to.....	1313
Bloom district, Columbia county, for directors of poor, relative to.....	611
Bloomsburg borough, Columbia county, for borough officers, relative to.....	344
Chester city, on question of establishing gas works, mayor and council may provide for holding.....	1047
Columbia borough, Lancaster county, on question of erection of town hall, authorized.....	875
places of holding, fixed.....	876
Erie county, to repeal certain acts relative to holding.....	1113
Huntingdon borough, for borough officers, relative to.....	907
Lebanon borough, Lebanon county, for borough officers, repeal of certain provisions relating to qualifications of voters at.....	1136
Lycoming county, on question of purchasing certain bridges, and erection of Musquito Valley bridge, authorized.....	1244
Milton borough, Northumberland county, for borough officers, relative to.....	1177
Mount Carmel township, Northumberland county, for poor commissioners, relative to.....	520
Northumberland county, for borough councils, relative to.....	1000
Pittsburg city, for municipal and ward officers, relative to.....	731
Reckhill township, Bucks county, for township officers, to regulate time and place of holding.....	357
Sunbury borough, Northumberland county, for borough officers, relative to.....	1178
Williamsport city, for city and ward officers, time of holding, fixed.....	526
Wilke-barre borough, to determine whether old burial ground be kept for park or sold, authorized.....	892
Elk county—Arbitrations, relative to.....	948
Boundaries of, to enlarge.....	363
Medical practice, supplement to act to regulate.....	690
Sale of seated lands for taxes, relative to.....	174
State road from Wilcox to Williamsville, commissioners appointed to lay out.....	991
Treasurer, relative to fees of, on unseated lands and licenses.....	283
Wilson's Fork of Clarion river, declared a public highway.....	1006
Engineer, capitol buildings, appropriation to.....	22
Enrolment tax—See Tax.	
Erie city—Boundaries of, to extend.....	242
Canal basin in harbor of, to vacate part of.....	156
Consent of State given to purchase of lands in, by United States...	38
Police justice, for appointment of.....	182
supplement.....	953
Streets, relative to vacating.....	156, 416
supplement to act incorporating.....	840

Erie county—Actions of ejectment, repeal of act relative to	175
Agricultural society, authorized to sell its lands.....	1232
Arbitrations, relative to	948
Bridge commissioners, repeal of act relative to appointment of, to refund moneys raised under act rela- tive to appointment of	275 568
Butter and cheese manufacturers, to protect.....	1176
Contracts by county commissioners, relative to.....	834
Coroner, relative to fees of	226
Corry—See Corry city.	
Elections, to repeal certain acts relative to holding.....	1113
Horses, cattle, sheep and swine, to prevent running at large of.	230
Jurors in courts, relative to pay of.....	146
upon coroner's inquests, to provide for paying	123
Justices of peace, supplement to act enlarging jurisdiction of...	596
Medical practice, to regulate.....	353, 705
Mercantile appraisers, relative to duties of	670
Monumental association, incorporated	865
Poor directors, court authorized to appoint.....	1005
relative to election of.....	1006
house farm, to provide for sale of portion of.....	817
South Erie borough, school directors authorized to borrow money,	86
Taxes, repeal of act relative to collection of.	91
Treasurer, relative to auditing accounts of.....	608
election of	201
Erie Printing House Company, incorporated.....	1164
Escheats—Commonwealth debarred from claiming, in certain cases.	1572
To take certain estates out of operation of statutes relating to.	412, 964
Estates entail, act validating certain deeds heretofore made to bar, in Alle- gheny and Bradford counties.....	280
Etter, Jacob, for payment of damages awarded to.....	1435
Evans, William, appropriation to	18
Evidence—Copies of certain British records and papers made	70
Ledgers of certain firms, Towanda, Bradford county, made.	581
See also Witnesses.	
Executions against corporations, relative to	58
sewing machines exempted from levy and sale on.....	35
Executive department, appropriation for expenses of.....	17
mansion—Appropriation for painting	27
range in.....	27
To provide for payment of furniture for	1013
Executors—Orphans' courts may direct, to invest moneys in bonds of Penn- sylvania Railroad Company.....	45
Parties to record in actions by or against, not to be excluded from testifying	44
Exemplifications of records of deeds relating to lands in more than one county, may be recorded.....	13

F.

FAAS, J. M., for relief of.....	673
Fayette county—Fayette City borough, to prevent sale of intoxicating liquors in or near.....	197
Law library, repeal of act relative to purchase of.....	708
Mercantile appraiser, to extend term of	977
Records in office of county surveyor, supplement to act rela- tive to	702
Special courts, relative to.....	350
Uniontown borough school district, authorized to borrow money.....	500
Feeble-minded children, appropriation to school for	24
Fees of officers—See the respective offices.	
Fence viewers—Doylestown borough, relative to.....	1145
Philadelphia city, supplement to act to provide for appoint- ment of	1303
Ferry and Tow-boat Company, Sunbury Steam, incorporated	871
Ferry over Allegheny river, at Fox's Landing, to establish	208
M'Millan farm, Venango county, to establish.....	193
Parker and Graham's landings, to establish.....	561
Russell farm, Venango county, to establish.....	189
Sarah Furnace, to establish.....	1195
in Warren county, Oren Hook authorized to estab- lish.....	1376
supplement to act authorizing Lewis R. Geer to erect.....	1376
Delaware river, in Manchester township, Wayne county, to estab- lish.....	1409
Susquehanna river, at Jayne's Ferry, Wyoming county, to estab- lish	1286
Union Furnace, Union county, to establish, supplement.....	1299
Youghiogheny river, in Elizabeth township, Allegheny county, to establish	1369
near M'Keesport, Allegheny county, estab- lished.....	1138
Filler, Mrs. Sarah, Auditor General and State Treasurer to audit and settle claim of.....	1003
Fines and forfeitures—Allegheny county, relative to appropriation of moneys arising from.....	1215
Berks county, relative to appropriation of moneys arising from.....	508
Clinton county, act relative to.....	511
Lycoming county, act relative to.....	592
Fire companies—Good Intent of Roxborough, supplement.....	884
Harrisburg city, appropriation to.....	25
Fire departments—Pittsburg, to establish	543
Oil City and Venango City, Oil City and Venango Mutual Insurance Company authorized to expend assets for.....	1057
marshal, Allegheny county, supplement to act to provide for appoint- ment of	1173
First Troop, Philadelphia City Cavalry, exempted from payment of collateral inheritance tax on certain bequest.....	507

Fi-h—Act to protect and encourage breeding and culture of.....	35
Barrett township, Monroe county, repeal of act to protect.....	840
Berks county, for protection of	430
Breeche's pond or lake, Wyoming county, supplement to act to prevent destruction of	171
Chocoonut lake, Susquehanna county, for protection of.....	1176
Clinton county, relative to preservation of.. ..	1201
Conestoga creek, Lancaster county, for protection of.. ..	821
Crawford county, for protection of.. ..	420
East Conoecheague creek, Franklin county, repeal of act relative to protection of	1106
Lathrop's lake, Susquehanna county, supplement to act relating to protection of.....	421
Lycoming county, relative to preservation of.....	1201
Mud or Brown's pond, Wyoming county, for protection of.....	169
Northampton county, to protect	893
Potter county, relative to preservation of.....	1201
Price township, Monroe county, repeal of act to protect.. ..	840
Shenango river, Mercer county, repeal of act for protection of.....	170
Silver lake, Susquehanna county, for protection of.. ..	1176
Sullivan county, relative to preservation of	1201
Ten Mile creek, Washington county, for protection of	771
Tioga county, relative to preservation of.....	1201
Wyalusing lake, Susquehanna county, for protection of	1176
Fish Dam run, Clinton county, declared a public highway.....	329
Fisher, John C., deceased, relative to estate of.....	412
Fishing creek, acts declaring, a public highway, repealed as to Lamar town- ship, Clinton county.....	1155
Fleming, Archibald, for payment of damages awarded to	1435
Foot-walks—See Side-walks.	
Foreign attachment—Act relating to assessment of damages on.. ..	60
To provide for issuing writs of, from court of common pleas, Dauphin county, in certain cases.....	57
Forest county—Bridge over Clarion river, at Clarington, relative to erection of, Deer, to prevent hunting of, with dogs	463
Millstone township, annexed to Elk county	126
Road commissioners, certain townships, authorized to levy additional road tax on unseated lands	364
Sheriff, to increase mileage of.....	1202
Treasurer, relative to fees of, on unseated lands and licenses ..	210
Wild cats, repeal of act giving premium for killing.....	283
Wild cats, repeal of act giving premium for killing.....	145
Forfeitures—See Fines and forfeitures.	
Fountain Society, Philadelphia, supplement.....	1109
Foxes—Bedford county, repeal of certain provisions authorizing payment of premium for killing.....	808
Cumberland county, premium for killing, fixed.....	1015
Dauphin county, premium for killing, fixed	1015
Lebanon county, for encouraging destruction of.....	582
Lehigh county, for encouraging destruction of.....	582
Northumberland county, for encouraging destruction of.....	1011
Schuylkill county, for encouraging destruction of.....	824
Union county, for encouraging destruction of.....	582

Foxes, Westmoreland county, repeal of act giving premium for killing.....	496
Franklin city, enabled to fund its debts	860
Franklin county—Bounty tax, Montgomery township, credit allowed S. A. Bradley on, legalized.....	670
St. Thomas township, relative to assessment and collection of.....	132
Fishing with nets in East Conococheague creek, repeal of act relative to.....	1106
Game, relative to taking of.....	1067
Militia, relative to.....	331
Road tax, supervisors authorized to levy and collect additional.....	615
Vagrancy and other offences, repeal of act relative to.....	265
Waynesboro' borough, school directors authorized to issue bonds for moneys borrowed.....	1188
Friends meeting house, at Kimberton, Chester county, relative to sale of.....	1378
Fry, Jacob, to continue to act as justice of peace for Connoquenessing township, Butler county.....	603
Furniture for Governor's mansion, for payment of.....	1043

G.

GAMBLING, proceedings in outlawry to apply to persons indicted for engaging in.....	46
Game—Supplements to act providing for taking of.....	50, 1067
Berks county, for better protection of	417
Lancaster county, for protection of.....	746
Luzerne county, for protection of	746
Washington county, relative to taking of.....	210, 807
Gas, illuminating, and gas meters, Allegheny county, supplement to act to provide for appointment of inspector of.....	274
Gas companies—Ashland water and, supplement.....	423
East End, Pittsburg city, authorized to issue bonds.....	1104
Hanover, incorporated.....	395
Lock Haven, incorporated.....	1215
Oxford water and, Oxford borough authorized to purchase property and franchises of	765
Pottstown water and, incorporated.....	1395
Reading, supplement to act authorizing, to increase capital stock.....	134
Shenandoah water and, incorporated.....	246
Tyrone water and, authorized to borrow money and issue bonds.....	427
Uniontown water and, authorized to transfer its franchises..	1387
York, supplement.....	1394
Gas works, Chester city, relative to establishment of.....	1047
Gehr, Foster, appropriation to.....	23
General agent and secretary of board of public charities, appropriation for salary of	26
Council of Miners' and Laborers' Benevolent Association of State of Pennsylvania, incorporated.....	399
Synod of Evangelical Lutheran church in United States, incorporated.....	598

German Society contributing for relief of distressed Germans, act relative to	649
Germantown Cottage Company, supplements.	213,964
Giboney, John M., Governor authorized to issue commission to, as justice of peace.	188
Girard Mercantile Company of Philadelphia, incorporated.....	510
Goats—Burrell township, Indiana county, to prevent running at large of... Canal township, Venango county, repeal of act to prevent running at large of.....	580 838
Spring Creek township, Warren county, to prevent running at large of.....	580
Goodrich, Watson and wife, divorced.....	1034
Goods in store and in transit, repeal of portion of act relating to.....	41
Good Templars, Grand Lodge of Independent Order of, incorporated.....	1131
Governor—Appropriation for salary of.....	17
To pay expenses of inauguration of.....	1329
Grades, Twenty-first ward, Philadelphia, to confirm revision of	1290
Graham, Joseph, annuity granted to.....	594
Graham, Robert C., appropriation to.....	1333
Grand Lodge of Independent Order of Good Templars, incorporated..... United Order of Sacred Temple of Liberty, incorporated..	1131 382
Gratuities to soldiers—See Soldiers and Appropriations.	
Grave-yards—See Burial grounds.	
Great Island Lodge of Odd Fellows, Lock Haven borough, property of, exempted from taxation.....	1414
Greene county—Fees of justices of peace and constables, relative to..... Pennsylvania Fork of Fish creek, declared a public highway.....	614 1180
Waynesburg borough, burgess and council authorized to increase borough tax.....	1212
Greenwich Oil Refinery and Storage Company, incorporated.....	784
Gross, John F., for payment of damages awarded to.....	1405
Guardianship of minor heirs of Daniel and Huldah A. Stone, deceased, relative to transfer of.....	209
Guardians—Orphans' courts may direct, to invest moneys in bonds of Pennsylvania Railroad Company..... Parties to record in actions by or against, not to be excluded from testifying.....	45 44
Gutters—Middletown borough, Dauphin county, relative to curbing and paving..... Slatington borough, Lehigh county, relative to collection of cost of making.....	1035 807

H.

HALL, JOSEPH J., appropriation to	22
Hall's run, Clinton county, declared a public highway.....	329
Halls—Altoona city, for better regulation of..... Columbia borough, relative to erection of..... Pittsburg city, supplement to act creating board for erection of..... United American Mechanics', Manayunk, exempted from taxation,	167 875 951 1022

Hall companies—Mantua Market and, incorporated.....	801
Mercantile Library, Pittsburg city, supplement.....	103
Hamilton, Thomas and wife, divorced.....	685
Hancox, Amos S., farm of, annexed to Cherry Tree township, Venango county, for school purposes.....	947
Harclerode, Michael, for payment of damages awarded to.....	1435
Harmon, Mrs. Peter, gratuity and annuity granted to.....	874
Harrisburg city—Appeals from judgments of aldermen, relative to.....	221
Fees of mayor, aldermen, constables and police constables, relative to.....	1253
Fire companies, appropriation to.....	25
Home for friendless, appropriation to.....	25
Primrose alley, to vacate part of.....	421
Street damages, relative to payment of.....	734
Streets and alleys, councils authorized to vacate.....	673
Fifth, relative to extending.....	734
Taxation of real estate, relative to.....	860
Harrisburg Market Company, supplement.....	1204
Patent Screw Post Manufacturing Company, incorporated.....	375
Hartford, Abigail, supplement to act for relief of.....	411
Hawking and peddling—Clearfield county, supplement to act relating to....	382
Crawford county, relative to.....	833
Indiana county, supplement to act relating to.....	382
M'Kean county, relative to.....	833
Schuylkill county, supplement to act relative to.....	475
Hawk, Jonathan, for payment of damages awarded to.....	1435
Hawks—Bedford county, repeal of certain provisions authorizing payment of premium for killing.....	808
Union county, for encouraging destruction of.....	1007
Hay, M'Keesport borough, Allegheny county, for weighing.....	1032
Health officer, Philadelphia city, act in relation to.....	979
Heichhold, A. P., for relief of.....	1398
Herald Printing Company of Pittsburg, incorporated.....	1021
Herdic Park Association, incorporated.....	1098
Herrick, Edward, for payment of damages done to lands of.....	1308
Hight, William C., deceased, to validate will of.....	1446
Hill, George C., may institute proceedings to recover compensation for construction of bridges along North Branch canal.....	1308
Historian, military—Appropriations for salary and expenses of office.....	27, 37
When to have work completed.....	27
Hogs—See Swine.	
Home for friendless children at Lancaster, commissioners of Lancaster county authorized to appropriate money to.....	1157
Wilkesbarre, appropriation for, and relative to committing children to.....	24
Northern, appropriation for.....	24
Harrisburg, appropriation to.....	25
Honesdale Law and Library Association, supplement.....	885

Horses—Berks county, certain townships, relative to running at large of.....	1125, 1170
Butler county, certain townships and borough, to prevent running at large of.....	431
Crawford county, relative to running at large of.....	230, 905
Erie county, to prevent running at large of.....	230
Indiana county. Burrell township, to prevent running at large of,	580
Lancaster county, certain townships, to prevent running at large of,	862
Lawrence county. certain townships, to prevent running at large of,	576
Lehigh county, Upper Saucon township, to prevent running at large of.....	896
Luzerne county, Abington township, repeal of act to prevent running at large of.....	158
Exeter township, to prevent running at large of,	878
Montgomery county, certain townships, to prevent running at large of.....	743, 773
Northumberland county, Turbet township, to prevent running at large of.....	1137
Sullivan county, Forks township, to prevent running at large of,	564
Venango county, Canal township, repeal of act to prevent running at large of.....	838
Warren county, certain townships, to prevent running at large of,	433, 580
Hospital—American College of Medicine, Pennsylvania, authorized to establish	185
Marine, at Erie, appropriation to.....	25
Miners' Asylum and, of Schuylkill county, incorporated.....	919
State Lunatic, at Danville, appropriation to.....	26
Harrisburg, appropriation to.....	24
Western Pennsylvania, appropriation to.....	24
Hotel keepers, Carbon county, may hold office of sheriff.....	356
Houk, Elizabeth, for relief of.....	422
Houses of refuge, appropriations for.....	24
Howe, William, authorized to erect boom on Two Lick creek, Indiana county.....	1355
Hower, John, for relief of.....	100, 976
Huckstering—Clearfield county, supplement to act relating to.....	382
Indiana county, supplement to act relating to.....	382
Juniata county, relative to	1233
Mifflin county, relative to.....	608
Perry county, relative to	1233
Huntingdon county—Caldwell, David, late prothonotary, authorized to sue for fees.....	1408
Cassville borough, school directors authorized to borrow money and issue bonds.....	847
Huntingdon borough, relative to elections for borough officers.....	907
Jurors, to increase compensation of.....	495
Medical practice, to regulate.....	705
Miller, Graffius, late sheriff, authorized to sue for fees....	1408
Patterson independent school district, erected out of parts of Blair county and.....	1084
Husband or wife, may testify in proceedings for divorce.....	36

I.

ICE COMPANY—Scranton, incorporated.....	1066
Wyoming Valley, incorporated.....	1415
Improvement companies—Big Sandy Run, incorporated.....	1443
Central, incorporated.....	1056
Continental, supplement.....	553
Crescent, incorporated.....	937
Doylestown, incorporated.....	1250
Hamilton Land and, incorporated.....	1208
Lick Run, incorporated.....	1412
Marsh Creek, incorporated.....	1432
supplement.....	416
Morgan, incorporated.....	936
Muncy Creek, incorporated.....	172
supplement.....	518
National Land and, repeal of part of act to incor- porate.....	1428
New Mexico, incorporated.....	1062
Occidental, incorporated.....	1061
Southern, incorporated.....	1227
Inclined Plane Company, Central, incorporated.....	879
Indexes to records in recorder's office, Allegheny county, to authorize making of new.....	829
Indexing journals of Legislature, appropriation for.....	23
pamphlet laws, appropriation for.....	23
private laws, from year 1812, appropriation for.....	19
Indiana county—Blairsville borough, burgess and council authorized to bor- row money.....	826
Boom on Two Lick creek, Wm. Howe authorized to erect.....	1335
Burrell township, to prevent cattle, horses, &c., from run- ning at large.....	580
Compensation of county commissioners and auditors, and township auditors, relative to.....	1217
Hawking, peddling and huckstering, supplement to act re- lating to.....	382
Mechanicsburg borough, part of certain farm annexed to, for purposes of taxation.....	1306
Miller, S. G., late justice of peace, enabled to settle his docket, State road in Westmoreland county and, supplement to act appointing commissioners to lay out.....	1214 1153
Indigent Widows' and Single Women's Society of Philadelphia, limit of in- come of, repealed.....	471
Industrial Aid Company, incorporated.....	782
Insane, appropriation to hospitals for.....	24, 26
Inspector and examiner of soldiers' orphans' schools, and female assistant, ap- propriations for salaries of.....	28
of buildings, Philadelphia city, additional duties imposed on.....	218, 1369
Pittsburg city, relative to duties of.....	643
of illuminating gas, and gas meters, Allegheny county, supplement to act to provide for appointment of.....	274
refined petroleum, &c., Lancaster county, supplement to act au- thorizing appointment of.....	1261
Lycoming county, to authorize appoint- ment of.....	540

Inspectors of anthracite coal mines and collieries, relative to appointment and duties of.....	9, 10, 51
Institute, Maplewood, incorporated.....	933
Institutions—Accounts for moneys appropriated to, by State, to be rendered to Auditor General.....	30
Lincoln, supplement to act to incorporate.....	827
to amend act to incorporate.....	159
Pennsylvania for blind, appropriation for.....	24
deaf and dumb, appropriation for instruction of indigent pupils in.....	23
Insurance, to prevent issue of unauthorized policies of.....	14
Insurance companies—Allegheny city, councils authorized to levy tax on receipts of.....	730
Pittsburg city, councils authorized to levy special tax on.....	543
Bucks County Mutual, incorporated.....	1146
Chester County Mutual Life, incorporated.....	407
Chester Fire, act relating to.....	994
City Mutual Life and Health, of Lehigh county, incorporated.....	1166
Clarion County Mutual Fire, incorporated.....	1346
supplement.....	1160
Co-operative Life, of Western Pennsylvania, supplement.....	390
Cumberland Valley Farmers' Mutual, incorporated,	576
Enterprise, supplement.....	462
Erie Fire and Marine, incorporated.....	1235
Fame, supplement.....	89
Farmers' Mutual Trust and Life, of Schuylkill county, incorporated.....	1359
Federal, of Allegheny city, incorporated.....	1028
Fidelity Trust, Safe Deposit and, of Philadelphia, supplement.....	1210
Girard Annuity, Trust and Life, of Philadelphia, supplement.....	521
Jordan Mutual Fire, of city of Allentown, incorporated.....	887
Juniata Valley Fire, incorporated.....	1037
Mutual Fire, of Reading, incorporated.....	1169
Mutual Live Stock, of Philadelphia and Bucks counties, incorporated.....	1338
Mutual Protection Life, of Philadelphia, incorporated.....	1276
Newtown Fire, incorporated.....	908
Northampton County Mutual Horse and Carriage, supplement.....	1385
Oil City and Venango Mutual, authorized to expend assets for fire departments of Oil City and Venango City.....	1087
Path Valley Mutual Fire, of Franklin county, incorporated.....	588
Penn Mutual Life, of Philadelphia, supplement.....	384
Pennsylvania Life, supplement.....	985
Pennsylvania, of Pottsville, incorporated.....	1051
Philadelphia Trust, Safe Deposit and, supplement...	448

Insurance companies—Phoenix, of Philadelphia, directors authorized to settle affairs and distribute assets among stockholders.....	97
Sunbury Cattle, relative to.....	762
Susquehanna Co-operative Mutual Life and Fire, of Pennsylvania, incorporated.....	591
Vulcan Fire, Newville, Cumberland county, incorporated.....	424
Waynesboro' Mutual Fire, incorporated.....	804
Widow and Orphan Fund Life, of Nashville, Tennessee, may establish branch office in State.....	1186
Interest on state debt, appropriation for payment of.....	22
Interpreter for courts, Butler county, act in relation to.....	565
Iron City Land Company, incorporated.....	830
Iron companies and works—Mechanics' lien law extended to fixtures in and about, in Allegheny county.....	282
Bloomsburg, act relative to.....	409
Caledonia Land, Railroad and, supplement.....	1439
Elk Hill Coal and, additional privileges conferred on.....	1175
Emaus, incorporated.....	401
supplement.....	1162
Foster Coal and, authorized to sell its property and franchises.....	113
Miramar, incorporated.....	1440
to regulate capital stock of.....	1005
Miyuga, supplement.....	1403
Mont Alto, authorized to construct a railroad..	980
North Penn, incorporated.....	1436
supplement.....	492
Reading, (Seyfert, M'Manus & Co.,) supplement.....	82
Roberts, of Lehigh county, supplement.....	1378
Southern Pennsylvania Railroad and, relative to.....	1439
South Mountain, act supplementary to act authorizing, to construct a railroad.....	1451
York County, incorporated.....	1392
Iron Moulders' International Co-operative Union, incorporated.....	438
Islands—Lower Guysuta, Allegheny county, to extend boundaries of, and authorize Surveyor General to issue warrant and patent.....	780
Susquehanna river, Martie township, Lancaster county, relative to patenting.....	1139
Itinerant venders and traders in glass, rags, &c., Philadelphia city, to be licensed.....	214

J.

JACKSON, JOHN, for payment of damages done to lands of.....	790
Jail, Monroe county, county commissioners authorized to borrow money to build new.....	781
Janitor of court house, Allegheny county, county commissioners and controller, to elect additional.....	1234
Jay, B., alderman, to legalize acts of.....	266

Jefferson county—Bridge over Clarion river, at Clarington, relative to erection of.....	463
Brookville borough, burgess and council authorized to increase borough tax.....	168
Commissioners, authorized to borrow money.....	212
Eldred township, overseers of poor authorized to levy additional tax.....	839
Livery stable keepers, relative to.....	258
Pay of witnesses, referees and township auditors, increased,	714
Prohibitory liquor law, to take sense of voters upon question of.....	1325
State road in Clarion county and, supplement to act for laying out.....	709
Treasurer, to examine and pay certain military orders.....	129
Johnson, Thompson M., Surveyor General to execute patent to.....	438
Joint resolutions—Bridges over Ohio river, relative to construction of.....	1327
Clerk to committee to investigate whether improper use had been made of State funds, to pay.....	1330
Committee on contested election case of Diamond <i>vs.</i> Watt, and H. C. Deming and R. C. Graham, to pay.....	1332
Committee on contested election of Geisz <i>vs.</i> Forsyth, to pay expenses of.....	1327
Graham <i>vs.</i> Mooney, for payment of.....	1330
Scull <i>vs.</i> Findlay, relative to pay of.....	1328
Corporations, for protection of rights of.....	1334
Costs in Scull <i>vs.</i> Findlay contested election case, and State Treasury investigation, for payment of.....	1333
Curtin, Andrew G., congratulatory relative to appointment of, as Minister to Russia.....	1335
Diamond, Alexander J., for payment of.....	1332
Inauguration of Governor, to pay expenses of.....	1329
Ranbo, Andrew M., for payment of.....	1334
Soldiers of war of 1812, and their widows, relative to granting relief to.....	1331
Stenographer employed in State Treasury investigation, to pay.....	1331
Joint tenants, tenants in common. &c., of mineral lands, supplement to act relative to.....	1372
Journals of Legislature, appropriation for indexing.....	23
packing and distributing.....	23
Judges—Appropriations for pay of.....	21
Law, to authorize additional, of court of common pleas, Philadelphia city and county.....	1023
district court, Philadelphia city and county.....	1024
to provide additional, in Thirteenth judicial district.....	272
Judgments, exempted from taxation, except for State purposes, in certain counties.....	144, 278
Judicial district, Thirtieth, created.....	33
Juniata county—Appeals and transcripts from judgments of justices of peace, relative to.....	928
Bounties to soldiers, Patterson borough and Tuscarora township, for re-payment of moneys advanced to pay.....	676
Contracts by county commissioners, relative to.....	834

Juniata county—Huckstering, relative to.....	1233
Independent school district, erected out of parts of Snyder county and.....	255
Medical practice, supplement to act to regulate.....	690
Road in Delaware township, act to lay out.....	735
Junior Order of United American Mechanics of State of Pennsylvania, State Council of, incorporated.....	288
Jurors in courts—Blair county, to increase compensation of.....	595
Cameron county, relative to pay of.....	291
Cumberland county, pay of, increased.....	306
Dauphin county, to increase pay of.....	222
Erie county, relative to pay of.....	146
Huntingdon county, to increase compensation of.....	495
Mercer county, perfit, how long panel of, to remain in attendance.....	320
Philadelphia city and county, relative to exemption from service as.....	732
Washington county, relative to pay of.....	979
Wayne county, to increase compensation of.....	495
road, Philadelphia city, relative to qualifications and powers of.....	1304
upon coroner's inquests, certain counties, to provide for paying.....	123
Jury commissioners, Scranton city, relative to election of.....	904
Justices of peace—Allegheny county, for preservation of order in offices of.....	1230
East Birmingham borough, relative to residence of August Ammon.....	153
Armstrong county, may hold office of notary public.....	120
Bedford county, Saint Clair township, Jacob H. Wright authorized to retain his docket and give transcripts therefrom.....	404
Blair county, Allegheny township, Governor authorized to issue commission to John M. Gibboney.....	188
Butler county, Connoquenessing township, Jacob Fry to continue to act.....	603
Centre county, Bellefonte borough, to provide for election of.....	589
Columbia county, Conyngham township, Charles G. Murphy to continue to act.....	1188
Crawford county, authorized to take recognizances of bail in certain cases.....	227
to enlarge jurisdiction of.....	586
Dauphin county, relative to appeals from judgments of.....	221
Erie county, supplement to act to enlarge jurisdiction of.....	596
Greene county, relative to fees of.....	614
Indiana county, Conemaugh township, S. G. Miller enabled to settle his docket.....	1214
Juniata county, relative to appeals and transcripts from judgments of.....	928
Lawrence county, to enlarge jurisdiction of.....	254
Lebanon county, terms of, extended.....	846
Lebanon borough, certain fees of, regulated.....	1065
Luzerne county, appeals from judgments of, for wages, regulated.....	269
Plymouth borough, election of, regulated.....	1119
Mercer county, to enlarge jurisdiction of.....	987
Pike county, jurisdiction of, enlarged.....	187
Schuylkill county, county to pay costs of, in certain cases.....	693

Justices of peace—Snyder county, Middleburg borough, A. J. Peters to continue to act.....	766
Susquehanna county, jurisdiction of, enlarged.....	204
Friendsville borough, election of additional, authorized.....	451
Tioga county, jurisdiction of, enlarged.....	204
Venango county, jurisdiction of, enlarged.....	188
relative to appeals from judgments of.....	397, 931
fees of.....	391
Washington county, Canton township, may have office in Washington borough.....	294
Wayne county, jurisdiction of, enlarged.....	187
Westmoreland county, may hold office of notary public.....	490
York county, certain fees of, regulated.....	844

K.

KEICHLINE. WILLIAM, for payment of damages awarded to.....	1405
Kelly, James, for payment of damages done to lands of.....	790
Kennedy, Thomas B., for payment of damages awarded to.....	1435
Kensington Screw Dock, Warehouse and Wharf Company of Philadelphia, incorporated.....	1265
Kester, John W., deceased, trustees under will of, authorized to sell real estate.....	1449
Kingsley, William, may institute proceedings to recover compensation for construction of bridges along the North Branch canal.....	1308
Kingston and Wyoming Co-operative Association, incorporated.....	696

L.

LAFAYETTE BUILDING, SAVING AND LOAN ASSOCIATION, relative to.....	743
Lancaster city, supplement to act amending charter of municipal corporation of.....	432
Lancaster county—Bounty accounts, Brecknock township, auditors to re-audit certain.....	610
East Hempfield township, auditors to re-audit certain.....	473
tax, Sadsbury township, to revive warrant for collection of.....	1004
Cattle, horses, &c., to prevent running at large of, in certain townships.....	862
Columbia borough, relative to erection of town hall and places of holding elections.....	875, 876
County auditors, act relative to.....	560
commissioners, authorized to appropriate moneys to Home for friendless children.....	1157
relative to contracts by.....	834
required to give security for faithful performance of duties.....	266
County treasurer, act relative to accounts.....	574
Dogs, repeal of act for taxing.....	924
Drumore township, school directors authorized to levy tax to erect building for township purposes.....	1086
Elizabethtown borough, relative to taxation for borough purposes.....	261
Fees of county officers, relative to.....	558

Lancaster county—Fish in Conestoga creek, for protection of.....	821
Inspector of refined petroleum, &c., supplement to act authorizing appointment of.....	1261
Lititz school district, school directors authorized to borrow money and issue bonds.....	819
Manheim borough, school directors authorized to sell real estate	148
Militia, relative to	331
Mount Joy borough, school directors authorized to sell certain real estate.....	641
Rabbits, to prevent hunting of, with ferrets	746
Roads, for improvement of.....	874
Solicitor, act providing for election of	160
Strasburg borough, school directors authorized to sell certain school houses and lots, and borrow money.....	89
Treasurer of poor directors, act relative to	741
prison, required to file account	741
Land companies—Caledonia Iron, Railroad and, supplement	1439
Hamilton Improvement and, incorporated.....	1208
Iron City, incorporated	830
National Improvement and, repeal of part of act to incorporate.....	1428
Pennsylvania Joint Lumber and, incorporated.....	481
Land Grant Railway and Trust Company, relative to	151
Landlords and tenants—Crawford county, repeal of act relating to	604
Easton borough, Northampton county, repeal of act relating to	84
Lands — Consent of State given to purchase of, at Erie, by United States.....	38
Mineral, joint tenants, tenants in common and adjoining owners of, supplement to act relating to	1372
Luzerne county, relative to partition of.	256
Sale of, in Venango county, for poor taxes, relative to.....	199, 767
Seated, Bradford county, supplement to act relating to sale of, for taxes, ...	282
Elk county, relative to sale of, for taxes	174
Pike county, relative to sale of, for taxes	137
Potter county, supplement to act relating to sale of, for taxes, ...	282
Sullivan county, supplement to act relating to sale of, for taxes, ...	282
Warren county, supplement to act relating to sale of, for taxes, ...	282
Timber, to protect, from fire	1316
Unseated—See Unseated lands.	
Wet or swampy, for draining of	47
New Castle city, relative to draining of	436
Lane, Daniel, and wife, divorced.....	1004
Lanes—Allegheny city, relative to opening, altering and improving.....	751
Conshohocken borough, Montgomery county, relative to opening	522
Philadelphia city, act to authorize paving or macadamizing of, in Twenty-second ward.....	546
Elwood, to vacate portion of.....	678
Ninetown, macadamizing of, authorized.....	1095
relative to vacating portion of.....	1275
Pemberton, to vacate.....	216
Stanley, to vacate	303
Woodpecker or Rising Sun, to vacate part of	1274
Sharpsburg borough, Allegheny county, relative to opening, altering and improving.....	379

Lateral railroads, canal companies authorized to construct.....	41
Lauker, Peter, lands of, annexed to certain school district in Armstrong county.....	1273
Law associations—See Associations.	
Law judges—See Judges.	
Law libraries—Allegheny county, supplement to act relative to purchase of..	1215
Berks county, moneys arising from fines and forfeitures to be paid to treasurer of.....	508
Fayette county, repeal of act relative to purchase of.....	708
Northumberland county, repeal of act relative to purchase of,	708
Lawrence county—Aldermen and justices of peace, to enlarge jurisdiction of,	254
Arbitrations, relative to	948
Big Beaver township, school directors authorized to levy and collect additional tax.....	495
Cattle, horses, &c., to prevent running at large of, in certain townships.....	576
Courts, relative to time of holding May term of.....	415
Intoxicating drinks, certain acts relative to sale of, repealed,	746
Little Beaver township, to annex parts of certain farm to, for school purposes	317
Local bounty act, repeal of portion of supplement to.....	253
Medical practice, to regulate.....	705
New Castle—See New Castle city.	
Notaries public, appointment of additional, authorized....	815
Pay of supervisors and auditors, certain townships, relative to	816
State road from New Castle to Emlenton, Venango county, supplement to act authorizing laying out of	489
Union school district, school directors authorized to borrow money	599
Laws, appropriation for packing and distributing	23
Leasehold estates, and property thereon, certain counties, relative to liens of mechanics and others upon.....	452, 567
Lebanon county—Accounts of former treasurers, court authorized to appoint auditors to examine.....	999
Foxes, for encouraging destruction of.....	582
Justices of peace, terms of, extended	846
Lebanon borough, repeal of certain provisions relating to qualifications of voters at borough elections..	1136
supplement to act providing erection of water works	1120
Militia, relative to.....	331
Poor directors, relative to compensation of	106
Vagrancy and other offences, act relative to.....	1065
Ledgers of certain firms, Towanda, Bradford county, made evidence.....	581
Legislature—Clerks, appropriations for pay of.....	22, 23
Expenses of, appropriations for.....	22
Members, appropriations for pay and mileage of.	22
to provide postage stamps for use of.....	13
Officers, appropriations to.....	22, 23
Legitimated, Van Horn, Rosanna.....	217

Lehigh Boom Company, supplement.....	155
Lehigh county—Allentown—See Allentown city.	
Bridge companies, &c., not to collect toll from persons going to or returning from church on Sunday	676
Commissioners, authorized to borrow money.....	761
may erect side-walks adjoining certain bridge.....	191
Foxes, for encouraging destruction of.....	582
Lien of mechanics and others upon buildings, relative to.....	857
Lower Macungie township, relative to collection of additional road tax on ore beds.....	241
Medical practice, supplement to act to regulate.....	690
Notaries public, appointment of additional, authorized.	271, 815
Prison, supplement to act for regulation and government of, ...	1121
Slatington borough, burgess and council authorized to borrow money.....	806
relative to taxation for borough purposes, and collection of cost of making gutters.....	807
Timber lands, to protect, from fire.....	1316
Upper Saucon township, to prevent cattle, horses, &c., from running at large.....	896
Lehigh Dispatch Company, incorporated.....	870
Grain, Coal and Lumber Company, incorporated.....	912
Librarian, State, and assistant, appropriations for salaries of.....	17
prohibited from expending moneys appropriated to library, in purchase of works of fiction.....	21
to make report to next Legislature	21
Library associations—See Associations.	
Law—See Law libraries.	
Philadelphia, act relative to Ridgway branch of.....	219
State, appropriations for purchase of books for, &c.....	21, 26
Licenses—Fees of treasurers on, certain counties, relative to.....	283, 832
For sale of liquors, Allegheny county, certain boroughs and townships, to prohibit issuing of.....	1116
Butler county, when applications for, to be heard.....	989
Clearfield county, to authorize granting of.....	1259
Crawford county, certain townships, to prohibit issuing of.....	828
Fayette county, Fayette City borough, to prohibit issuing of.....	197
Lawrence county, relative to.....	746
Perry county, granting of, provided for.....	90
Schuylkill county, authority to grant, vested in criminal court.....	1255
non-resident venders required to take out.....	475
Snyder county, relative to transfer of certain, to Henry Bolig.....	1041
Sullivan county, granting of, regulated.....	1101
Westmoreland county, Franklin township, to prohibit issue of.....	863
Westmoreland county, may be granted to wholesale dealers.....	910

Licenses—Hucksters, Juniata county, relative to.....	1233
Mifflin county, relative to.....	608
Perry county, relative to.....	1233
Itinerant venders and traders in glass, rags, &c., Philadelphia city, to take out	214
Mercantile, manufacturers and mechanics, whose annual sales do not exceed \$500, not required to take out	59
non-resident venders, York county, required to take out	426
Uncollectible, treasurer, Allegheny county, to forward lists of, to Auditor General	374
Pedlers, certain counties, relative to	833
Physicians attempting to practice in certain counties, by opening transient offices, to take out.....	353, 660, 705, 1156
Stevedores, Philadelphia city, relative to	958
Vehicle, Beaver Falls, Beaver county, relative to.....	1130
Conneautville borough, Crawford county, relative to.....	759
Sharpsburg borough, Allegheny county, relative to	378
Lick Run Improvement Company, incorporated.....	1412
Liens for furnishing paving materials and curb-stones, Perry county, author- ized.....	105
grading and paving and furnishing materials therefor, Easton bor- ough authorized to file.....	1239
of mechanics and others upon buildings, Bucks county, relative to.....	142
Carbon county, relative to.....	430
Lehigh county, relative to.....	857
Monroe county, relative to.....	430
Union county, relative to	857
fixtures in and about iron works, &c., Al- legheny county, relative to	282
leasehold estates and property thereon, certain counties, relative to	452, 567
Lightning Rod Company, Pennsylvania, incorporated.....	925
Lincoln Institution, supplement to act to incorporate.....	827
to amend act to incorporate.....	159
University, to receive portion of appropriation for common schools...	21
Liquors—Allegheny county, act supplementary to act relating to sale of.....	952
Jefferson county, to take sense of voters on law prohibiting sale of,	1325
Lawrence county, repeal of certain acts relative to sale of.....	746
See also Licenses.	
Limitations, act relative to	1372
Little Anderson's creek, Clearfield county, declared a public highway.....	610
Livery stable keepers — Armstrong county, for protection of.....	1151
Beaver county, relative to.....	933
Jefferson county, relative to.....	258
Loan associations—See Associations.	
Loans on real estate securities, Williamsport city, to be exempt from taxation,	535
to individuals, firms, &c., relative to.....	56
Lock Haven city, act to incorporate.....	619
amended	1020

Lock-up—Elizabeth borough, Allegheny county, burgess and council authorized to erect.....	1192
Monongahela City borough, Washington county, act relating to.....	563
Robinson township, Allegheny county, relative to erection of.....	881
West Elizabeth borough, Allegheny county, burgess and council authorized to erect.....	854
Lotteries, unlawful, proceedings in outlawry to apply to persons indicted for selling tickets or policies in.....	46
Ludwig, George, for payment of damages awarded to.....	1435
Lumber companies—Bingham Mining and, supplement.....	884
Lehigh, Grain, Coal and, incorporated.....	912
Pennsylvania Joint Land and, incorporated	481
Sunbury, act relative to	1430
supplement.....	483
Luzerne county—Abington township, repeal of act to prevent cattle, horses, &c., from running at large.....	158
Appeals from judgments of justices of peace and aldermen for wages, regulated.....	209
Auctioneers, Pittston borough, supplement to act authorizing appointment of.....	1241
Scranton city, and certain townships and borough, relative to appointment of.....	1040
White Haven borough, and Foster and Denison townships, Governor authorized to appoint.....	704
Wilkesbarre borough, relative to.....	211
Carbondale—See Carbondale city.	
Coal mines, to provide for health and safety of persons employed in.....	5
preservation of records of inspection of.....	51
County bridges, act providing manner in which to be constructed.....	1199
commissioners, authorized to borrow money.....	1185
surveyor, repeal of portion of act imposing additional duties upon.....	221
Courts, common pleas, relative to holding separate.....	758
Dunmore borough, act relating to collection of taxes.....	496
Exeter township, act to provide for election of road commissioners, &c., repealed.....	121
to prevent cattle, horses, &c., from running at large.....	878
Foster township, repeal of act for appointment of pathmasters.....	994
return of road taxes assessed on unseated lands for year 1868, authorized	671
Hazleton borough, for division of, into two wards.....	1114
relative to construction of drains.....	1112
Medical practice, to regulate.....	705
Notary public, appointment of additional, authorized	638
Partition of mineral lands, relative to	256
Plymouth borough, election of town council, school directors, &c., regulated	1119
school directors authorized to borrow money and issue bonds.....	1189
to confer additional powers on.....	111

Luzerne county—Plymouth township, act concerning road taxes.....	1117
election of constable for each election district, provided for	118
Poor house, supplement to act authorizing erection of, by certain townships and borough.....	661
Rabbits, to prevent hunting of, with ferrets	746
Reference of civil actions, authorized.	540
Road in Wilkesbarre township, commissioners appointed to survey and locate.....	1239
Scranton—See Scranton city.	
Sheriff, certain fees of, regulated ...	447
Side-walks, Wilkesbarre township, relative to construction of.....	87, 311, 334, 392, 1158
Supervisors, certain districts, compensation of, fixed.....	1127
Timber lands, to protect, from fire	1316
Trustees of borough of Pittston, supplement to act to incorporate.	1226
Venue in certain cases changed from mayor's court, Scranton city, to court of quarter sessions ...	342
West Pittston borough, council authorized to borrow money, issue bonds and levy additional taxes	1238
White Haven borough, supplement to act incorporating	1110
Wilkesbarre borough, railroad tracks not to be laid in parts of Washington street	119
relative to borough taxes and assessors.....	96
old burial ground	892
Lyconing county—Armstrong township, school directors authorized to borrow money.....	1124
Assessors, relative to duties of	866
Bounty accounts, Mifflin township, court to appoint auditors to audit	1069
bonds, Muney Creek township, relative to payment of.....	124
Coroner, relative to fees of.....	695
County taxes, to be lien on real estate	866
Election on question of purchasing certain bridges, and erection of Mosquito Valley bridge, authorized.....	1244
Fines and forfeitures, act relating to	592
Inspector of refined petroleum, &c., to authorize appointment of.....	540
Medical practice, to regulate.....	705
Muney borough, school directors authorized to borrow money, issue bonds and sell real estate.....	880
Road in Cummings township, taxes on certain unseated lands appropriated to opening	1142
Timber lands, to protect, from fire.....	1316
Trout, relative to preservation of	1201
run, declared a public highway	1218
Washington township, to increase pay of supervisors	1153
Williamsport—See Williamsport city.	
Lynch, John S., appropriation to.....	22

M.

MANHEIM SLATE COMPANY, incorporated.....	1410
Manslaughter, voluntary, to allow writs of error in cases of.....	15

Manufacturing companies—Harrisburg Patent Screw Post, incorporated....	375
United States Iron Armor and Steel, of Chester, to amend charter of.....	110
Maplewood institute, incorporated.....	933
Maps attached to Auditor General's report on railroads, &c., for year 1868, appropriation for payment of.....	29
Marine Hospital at Erie, appropriation for	25
Markets in streets, Philadelphia city, relative to abolishing.....	549
Market companies—Coatesville, incorporated.....	650
Harrisburg, supplement.....	1204
Mantua Hall and, incorporated.....	801
Wilkesbarre, supplement.....	380
Market house, Pittsburg city, relative to erection of.....	264
Markley and Shaffner, appropriation to.....	2
Marriages, Pittsburg city, to be registered.....	1194
Marsh Creek Improvement Company, incorporated.....	1432
supplement.....	416
Mason, H. J., appropriations to.....	30, 1329
Matilda furnace, Mifflin county, owners of, authorized to construct tram road.....	1141
Mayor—Harrisburg city, relative to fees of.....	1253
New Castle city, relative to.....	1322
M'Alarney, J. C. and wife, divorced.....	1370
M'Clure, Alexander, for payment of damages awarded to.....	1435
M'Cormick, David, appropriation to.....	30
M'Coy, Robert A., appropriation to.....	19
M'Kean county—Annin creek, declared a public highway.....	596
Butter and cheese manufacturers, to protect.....	1176
Hawking and peddling of tin, sheet iron, &c., relative to,	833
Medical practice, to regulate	659
Roads and bridges, act relating to	1070
Smethport academy, trustees authorized to transfer pro- perty of, to Smethport school district.....	471
State road, for relief of commissioners appointed to lay out certain.....	363
from Kane to Campbell's mill, supplement to act appointing commissioners to lay out.....	1210
in Elk county and, supplement to act author- izing court to appoint commissioners to take charge of portion of.....	1101
M'Kean, D. A., to annex part of farm of, to Little Beaver township, Law- rence county, for school purposes.....	317
M'Knight, William J., for relief of.....	129
M'Sherry's run, Clinton county, declared a public highway.....	329
Meadville city, supplements to act incorporating.....	585, 967
Meadville Co-operative Store, act to incorporate.....	1388
amended.....	1009
Mesurer of paving stones, Philadelphia city, repeal of act authorizing ap- pointment of.....	1451

Mechanics' and Laborers' Association of Gouldsboro', Luzerne county, incorporated	1312
Mechanics' lien law, extended to alterations of buildings, certain counties.....	142, 430, 857
fixtures in and about iron works, mines and bridges, Allegheny county.....	282
paving and curbing, and furnishing materials therefor, by Easton borough.....	1239
paving materials and curb-stones, Perry county.....	105
upon leasehold estates and property thereon, certain counties, relative to.....	452, 567
Medical practice, certain counties, for regulation of	353, 659, 690, 705, 1156
Medicines, noxious, to prevent and punish the sale of	39
Mellon, Thomas, authorized to construct bridge over Youghiogheny river, in Allegheny county	776
Mercantile appraisers—Erie county, relative to duties of	670
Fayette county, to extend term of	977
Company, Girard, of Philadelphia, incorporated	510
Library Hall Company, of city of Pittsburg, supplement.....	103
Mercantile licenses—See Licenses.	
Mercer county—Coal mines, for regulation and ventilation of.....	1256
Contracts by county commissioners, relative to.....	834
Courts, relative to.....	320
Fish in Shenango river, repeal of act for protection of.....	170
Greenville borough, relative to boundaries of.....	318
to vacate certain streets in Loutzenhizer's addition.....	260
Hickory township, relative to taxing railroads and coal banks for school purposes	935
Jurors upon coroner's inquests, to provide for paying.....	123
Justices of peace, to enlarge jurisdiction of.....	987
Medical practice, to regulate.....	705
Notaries public, appointment of additional, authorized.....	321, 698
Sharon borough, burgess and council authorized to appoint police officers	894
authorized to borrow money	845
relative to wooden buildings on State street.....	405
Merchandise, councils, Allegheny city, authorized to assess tax on venders of, ...	730
in store or in transit, repeal of portion of act relating to	41
manufactures and mechanics whose annual sales do not exceed \$500, not required to pay tax.....	59
non-residents not to sell by sample, in York county, unless licensed.....	426
Mifflin county—Boundary lines between Union, Centre, Snyder and, appointment of commissioners to run, authorized.....	882
Huckstering, relative to.....	608
Lewistown borough, auctions and auctioneers regulated.....	931
Poor directors, repeal of act to confer upon county commissioners duties of.....	98
Miles, Thomas C., and wife, divorced.....	338

Military—Claims, for payment of.....	25
Batenan, William O., relative to payment of.....	954
Farmers' and Mechanics' Industrial Association of Frank- lin county, and certain individuals, relative to payment of,	1435
Filler, Mrs. Sarah, relative to payment of.....	1003
Gross, John F., and others, for payment of.....	1405
Heichhold, A. P., relative to payment of.....	1398
Perry, George T., relative to payment of.....	1421
Reifsnyder, Washington L., relative to payment of.....	1098
Swetland, Gordon, relative to payment of.....	1385
Thompson, Benjamin P., relative to payment of.....	1054
Duquesne Greys of city of Pittsburg, incorporated.....	291
First Troop, Philadelphia City Cavalry, exempted from payment of collateral inheritance tax on certain bequest.....	537
Historian, appropriations for salary and expenses of office.....	27, 37
when to have work completed.....	27
Militia, supplement to act for organization, discipline and regula- tion of.....	62
Dauphin county, repeal of act relative to.....	1222
Lancaster, Franklin and Lebanon counties, relative to.....	331
Weccacoe Legion of Philadelphia, supplement.....	749
Miller, Grafius, late sheriff of Huntingdon county, empowered to sue for fees,	1408
Miller, S. G., late justice of peace, enabled to settle his docket.....	1214
Mineral lands—See Lands.	
Miners' and Laborers' Benevolent Association of State of Pennsylvania, Gen- eral Council of, incorporated.....	399
Publishing Company of Pennsylvania, incorporated....	262
Hospital and Asylum of Schuylkill county, incorporated.....	919
Mines — For health and safety of persons employed in.....	3
preservation of records of inspection of.....	51
Allegheny county, provisions of certain act extended to draining and ventilating of.....	197
mechanics' lien law extended to fix- tures in and about.....	282
Mercer county, for regulation and ventilation of.....	1256
Mining companies—Increase of capital stock of, relative to.....	1372
Allegheny Silver, incorporated.....	1389
Bingham Lumbering and, supplement.....	884
Eagle Gold, supplement.....	1381
Lamont Railroad and, incorporated.....	245
Union Gold and Silver, supplement.....	1404
Minks—Northumberland county, for encouraging destruction of.....	1011
Union county, for encouraging destruction of.....	1007
Misca, Frederica, relative to trust estate of.....	1096
Miscellaneous expenses in office of Resident Clerk of House of Representa- tives and Clerk of Senate, for payment of.....	23
Monongahela Navigation Company, exempted from payment of tax on tonnage,	739
Monroe county—Commissioners authorized to borrow money.....	459, 781
to increase compensation of.....	125
Fish, Barrett and Price townships, repeal of act to protect...	840
Hamilton township, for protection of sheep and taxing of dogs.....	629

Monroe county—Jackson township, school directors authorized to levy and collect certain tax.....	901
Lien of mechanics and others upon buildings, relative to....	430
Medical practice, to regulate.....	705
Notaries public, act relative to.....	166
Prothonotaries and clerks of courts, act relating to duties of,	1173
Stroudsburg borough, burgess and council authorized to borrow money.....	77
Stroud township, for appointment of auditors to audit bounty accounts.....	284
to legalize payment of bounties to volunteers.....	733
Montgomery county—Agricultural Society, incorporated.....	699
Bridgeport borough, relative to collection of taxes on vacant lots.....	493
Cattle, horses, &c., to prevent running at large of, in certain townships.....	743, 773
Conshohocken borough, supplement to act incorporating.....	522
Contracts by county commissioners, relative to.....	834
Lower Merion township, repeal of acts relative to construction and repair of roads and bridges.....	579
Poor house, relative to erection of new.....	744
Montour county—Danville borough, to vacate an alley in.....	1134
Poor house, Danville borough and Mahoning township, supplement to act authorizing erection of.....	1190
Venue in a certain case, changed to Columbia county.....	733
Washingtonville borough, incorporated.....	1293
Monumental associations—See Associations.	
Moore, John, Jr., for relief of.....	1284
Morgan Improvement Company, incorporated.....	936
Mortgages, discharge of lien of, by orphans' court sales.....	37
exempted from taxation, except for State purposes, in certain counties.....	144, 273
to validate certain, executed by Andrew F. Russell and wife.....	657
Moravian School Association, Berks county, trustees authorized to sell real estate.....	977
Mules—Butler county, certain townships and borough, to prevent running at large of.....	431
Indiana county, Burrell township, to prevent running at large of.....	580
Lawrence county, certain townships, to prevent running at large of,	576
Luzerne county, Abington township, repeal of act to prevent running at large of.....	158
Exeter township, to prevent running at large of.....	878
Montgomery county, certain townships, to prevent running at large of.....	743, 773
Northumberland county, Turbet township, to prevent running at large of.....	1137
Sullivan county, Forks township, to prevent running at large of.....	564
Venango county, Canal township, repeal of act to prevent running at large of.....	838
Warren county, certain townships, to prevent running at large of.....	433, 580
Muney Creek Improvement Company, incorporated.....	172
supplement.....	518

Murder, to allow writs of error in cases of.....	15
Murphy, Charles G., to continue to act as justice of peace for Conyngham township, Columbia county.....	1188

N.

NAMES CHANGED—Caledonia Iron, Land and Railroad Company.....	1439
Chester Wharf and Shipping Company	789
Citizens' Association	461
East Pennsylvania Agricultural and Mechanical Society,	1365
Keeper of Lehigh county prison	1121
Middle Creek Railroad Company.....	154
Monongahela Valley Railroad Company	110
North Lebanon Railway Company.....	930
Prison commissioners, Lehigh county	1121
School controllers, First school district of Pennsylvania ..	457
Schuylkill River Passenger Railway Company.....	1045
Ullom, Joseph.....	268
Union Cemetery Association of borough of Lebanon and vicinity.....	381
United States Iron Armor and Steel Manufacturing Company of Chester	110
National Co-operative Relief Association of Pennsylvania, incorporated.....	1212
Deposit Company, supplement.....	260
Land and Improvement Company, repeal of part of act to incorporate,	1428
Trust Company, incorporated	981
Navigation companies—Act requiring, to make reports to Auditor General...	61
Railroad companies may purchase stock and bonds and lease navigation of, or become consolidated with.....	75
Monongahela, exempted from payment of tax on tonnage.....	738
Navigation of Susquehanna river above line of Clinton county, for improvement of	28
New Castle city, acts supplementary to act incorporating.....	436, 1322
New Mexico Improvement Company, incorporated.....	1032
Nichols, J. D., appropriation to.....	22
Normal schools—See Schools.	
Northampton county—Bridge companies, &c., not to collect tolls from persons going to or returning from church on Sunday	673
Committing magistrates, act relative to.	147
Easton borough, act supplementary to act incorporating.....	1017
may file liens for curbing and paving and furnishing materials therefor ..	1239
repeal of act relating to landlords and tenants.....	84
Fish, to protect.....	893
Medical practice, supplement to act to regulate.....	690
Notaries public, Bethlehem borough, relative to.....	82
Road and bridge viewers, and surveyors, to increase pay of	1112
Upper Mount Bethel township, relative to supervisors and road taxes.....	1270

O.

OBSCENE ADVERTISEMENTS, to prevent and punish the publication of.....	39
Occidental Improvement Company, incorporated	1061
O'Halloran, James, and O'Brien, Charles, for relief of.....	1251
Oil companies—Cherry Run and Pittsburg, to enlarge corporate powers of....	1296
Columbia, authorized to hold additional real estate and to lease and convey.....	602
Oil Refinery and Storage Company, Greenwich, incorporated.....	784
Oils, burning, supplement to act authorizing appointment of inspector of, for Lancaster county.....	1261
to authorize appointment of inspector of, for Lycoming county,	540
Old Columbia Public Ground Company, authorized to borrow money and is- sue bonds	1262
Opera House Company, Pittsburg, incorporated.....	899
Order, for preservation of, in offices of aldermen and justices of peace, Alle- gheny county.....	1230
Orders issued by burgess and town council, Oil City borough, Venango county, legalized.....	92
Ordinances, Allegheny city, relative to code of.....	945
Ore beds, Lower Macungie township, Lehigh county, relative to collection of additional road tax on	241
Orphans' Asylum, St. John Boys', of Philadelphia, appropriation to.....	30
Orphans' courts—See Courts.	
Society, of Philadelphia, limits of income of, repealed.....	385
soldiers' and sailors, appropriation for education and maintenance of	28, 29
expenses in department of.....	28
payment of deficit in department for support of,	43
born after certain date, not to be admitted into institutions.. ..	29
clothing for, relative to purchase of, &c.	29
discharge of, from institutions, relative to	29
Superintendent of, appropriation for salary....	28
Outlawry, provisions relating to proceedings in, extended.....	46
Out-lots, Franklin city, to authorize sale of certain.....	857
Owls—Bedford county, repeal of certain provisions authorizing payment of premium for killing.....	808
Union county, for encouraging destruction of.....	1007

P.

PACKET COMPANY, Pittsburg, Brownsville and Geneva, supplement.....	262
Pages, Legislature, appropriation for pay of.....	22
Painting Executive mansion, and fence on mansion yard, appropriation for...	27
Park associations—See Associations.	
Fairmount, Philadelphia city, supplement to act appropriating ground for enlargement of.....	93
to secure free use of, to citizens of State, and to prevent construction of railroads therein	451

Parks, public, Allegheny city, supplement to act providing means for conversion of common grounds into.....	711
Parsonages—See Churches.	
Partition of mineral lands, Luzerne county, relative to.....	256
real estate of William Richards, to validate proceedings in.....	960
Partnerships, relative to loans to members of.....	56
Path-masters, Foster township, Luzerne county, repeal of act for appointment of	994
Patrol, private, Philadelphia city. may be commissioned by mayor to perform police duty	1269
Paving stones, repeal of act authorizing appointment of measurer of, in Philadelphia city	1451
Peddling—Clearfield county, supplement to act relating to.....	382
Crawford county, relative to.....	833
Indiana county, supplement to act relating to.....	382
M'Kean county, relative to.....	833
Schuylkill county, supplement to act relative to.....	475
Penal proceedings—See Criminal proceedings.	
Penalties—See Fines and forfeitures.	
Penitentiaries, appropriations to.....	25
to be accounted for.....	30
Pennsylvania Company for insurance on lives and granting annuities, supplement	985
incorporated.....	1025
Fork of Fish creek, Greene county, declared a public highway,	1180
Institution for blind, appropriation to	24
deaf and dumb, appropriation for instruction of indigent pupils in.....	23
Insurance Company, of Pottsville, incorporated	1051
Joint Lumber and Land Company, incorporated.....	481
Lightning Rod Company, incorporated	925
Sanitarium, relative to.....	461
State Lunatic Hospital, appropriation for	24
Training School for feeble-minded children, appropriation for...	24
Pensions and gratuities to soldiers' and soldiers' widows—See Soldiers and Appropriations.	
Perry county—Bounty accounts, certain townships, relative to auditing.....	104
Constables, terms of extended....	91
Court, common pleas, to fix monthly return days in.....	1231
Huckstering, relative to	1233
Licenses to hotels and eating houses, granting of, provided for,	90
Marysville borough, school directors authorized to borrow money.....	295
Mechanics' lien law, extended to persons furnishing paving materials and curb-stone....	105
Notary public, appointment of additional, authorized	1166
Perry, George T., for relief of.....	1421
Peterson, Mary Catharine, deceased, title to property of, vested in Gloria Dei church, Philadelphia city.....	964
Peters, A. J., to continue to act as justice of peace for Middleburg borough, Snyder county	766

Petroleum and petroleum companies—See Oils and Oil companies.

Philadelphia—Actions for damages, relative to commencement of, in certain cases	969
American Academy of Music, supplement	928
Appropriations by councils for school purposes, relative to	1290
Assessors, to receive additional compensation	389
two additional, created	946
Associations, Artisans' Building and Loan, certain privileges conferred on	1024
Decatur Building, of Frankford, charter of, amended	112
Lafayette Building, Saving and Loan, relative to, Park, relative to	743
Point Breeze, supplement	460
Second South-western Building, act relating to	786
United American Mechanics' Hall, Manayunk, real estate of, exempted from taxation	772
Wheatly Dramatic, supplement	1022
Asylum, Saint John Boys' Orphan, appropriation for	856
Auditors appointed by courts, to regulate compensation of	30
Avenue, Haverford, Twenty-fourth ward, relative to opening, grading and paving	1158
Banking Company, Union, supplement	888
Bank, Franklin, incorporated	475
People's, incorporated	736
supplement	237
West Philadelphia, powers of, defined and limited	465
Bottles, marked and registered, penalty for unlawful dealing in or using	310
Bridge over Schuylkill river at South street, supplements to act authorizing erection of	1068
Buildings, for better security of, from fire	542, 1289
Canal Company, West Philadelphia, supplement	218
Cemetery Company, Greenwood, may construct foot-walk adjoining cemetery	228
to exempt grounds of, from taxation, &c.	556
Churches, Gloria Dei; supposed escheat released to	95
Green Street Methodist Episcopal, appropriation to	964
Wharton Street Methodist Episcopal, trustees authorized to remove dead	30
City Sewage Utilization Company, incorporated	165
supplement	1441
Colleges, American, of Medicine in Pennsylvania, supplement	1056
Hahnemann Medical and Homœopathic Medical, supplement to act to consolidate	185
Saunders, incorporated	385
Corn Exchange, supplement	667
Cottage Company, Germantown, supplements	1253
Councils, relative to eligibility to office of members of	213, 964
Courts, common pleas, to authorize additional law judge of	1083
district, to authorize additional law judge of	1023
registers, to hear proof of certain will	1024
Elections, supplement to act relating to	214
	53

Philadelphia—Fairmount Park, supplement to act appropriating ground for enlargement of.....	93
to secure free use of, to citizens of State, and to prevent construction of railroads therein, ...	451
Fence viewers, supplement to act to provide for appointment of, ...	1303
Fire Company, Good Intent of Roxborough, supplement.....	884
First Troop, City Cavalry, exempted from payment of collateral inheritance tax on certain bequest.....	537
Health officer and port physician, act in relation to.....	979
Insurance companies, Enterprise, supplement	462
Fame, supplement	89
Mutual Protection Life, incorporated....	1276
Penn Mutual Life, supplement.....	384
Phoenix, directors authorized to settle affairs and distribute assets among stockholders.....	97
Itinerant vendors and traders in glass, &c., to be licensed.....	214
Jurors, in courts, relative to exemption from service as.....	732
road, relative to qualifications and powers of	1304
Kensington Screw Dock Warehouse and Wharf Company, incorporated.....	1265
Lanes, act to authorize paving or macadamizing of, in Twenty-second ward.....	546
Elwood, Twenty-fifth ward, to vacate part of.....	678
Nicetown, relative to voting portion of, ...	1275
to authorize macadamizing of	1095
Pemberton, to vacate.....	216
Stanley, Twenty-eighth ward, to vacate.....	303
Woodpecker or Rising Sun, Twenty-eighth ward, to vacate part of.....	1274
Mantua Hall and Market Company, incorporated.....	801
Measurer of paving stones, repeal of act authorizing appointment of.....	1451
Medical practice, to regulate.....	705
Mercantile Company, Girard, incorporated	510
Notaries public, appointment of additional, authorized	543, 698
Passenger Railway Companies, Ridge Avenue and Manayunk, authorized to lease their road and sell real estate.....	171
Schuylkill River, supplement..	1045
Thirteenth and Fifteenth Sts., supplement.....	237
Union, supplement.....	929
West Philadelphia, act relating to.....	1278
Pickwick Glee, incorporated	1260
Plank road Company, Belmont Avenue, authorized to sell or transfer road.....	240
Plumbers' League, incorporated	1263
Poor district, late townships of Byberry and Moreland made one	445
Printing House Company, Review, incorporated	318
Private patrol and watchmen, may be commissioned by mayor to perform police duty.....	1269
Public buildings, act in relation to site for	677
Railroad, proprietors of certain manufacturing establishments authorized to construct	1046
Robert P. Bender, authorized to construct, across Calowhill street	900

Philadelphia—Real estate, Girard Mutual Coal Company, authorized to hold and convey certain	302
Kester, John W., deceased, trustees under will of, authorized to sell.....	1449
Schloss, Lazarus, to confirm title of, to certain.....	305
Revision of grades, Twenty-first ward, to confirm.....	1290
Ridgway Branch of library, act relative to.....	219
Rifle Club, incorporated.....	304
School controllers, to change name of.....	437
Societies, Fountain, supplement.....	1109
German, contributing for relief of distressed Germans, act relative to.....	649
Indigent Widows' and Single Women's, limit of income of, repealed.....	471
Orphans', limit of income of, repealed.....	385
Saving Fund, of Germantown and vicinity, supplement.....	389
State road, in Bucks county and, to lay out.....	944
Delaware county and, to lay out.....	917
Stevedores, to regulate licensing of.....	958
Street markets, relative to abolishing.....	549
Streets, relative to widening and straightening.....	547
to authorize macadamizing of certain, in Twenty-second ward.....	549
paving or macadamizing of, in Twenty-second ward.....	546
Albion, to confirm revision of grades on portion of.....	750
Bedford, repeal of act to open parts of.....	1044
Butler, Twenty-fifth ward, relative to opening part of.....	1275
Chestnut, line of, defined.....	1291
Diamond, relative to opening of.....	457
Hamilton, Twenty-fourth ward, to reduce width of part of.....	1291
Market, to open, &c., between Forty-third and Sixty-third streets.....	890
Mervine, Twenty-eight ward, for opening and extending.....	1317
Montgomery, for paving part of.....	1316
Seventeenth, repeal of act relative to vacating portion of.....	229
Thouron, Nineteenth ward, relative to.....	331
Supervisors of highways, for appointment of.....	349
Survey districts, First and Second, of what territory to be composed.....	541
Taxes, relative to collection of.....	544
Telegraph Company, incorporated.....	139
supplement.....	446
Trust companies, Fidelity Insurance, Safe Deposit and, supplement.....	1210
Girard Life Insurance, Annuity and, supplement.....	521
National, incorporated.....	981
Pennsylvania Company for insurance on lives and granting annuities, supplement.....	985
Philadelphia Safe Deposit, Insurance and, supplement.....	448

Philadelphia—Turnpike companies, Frankford and Germantown, supplement,	314
Frankford and Germantown, to remove certain toll-house	555
Germantown and Perkiomen, act relating to.....	547
Germantown and Perkiomen, repeal of certain act so far as relates to.....	716
Water companies, relative to	513
Weccacoe Legion, supplement.....	749
Wood Paving Company, incorporated.....	315
Pickercel—See Fish.	
Pickwick Glee of city of Philadelphia, incorporated.....	1260
Pike county—Commissioners, authorized to borrow money	84
Jurisdiction of justices of peace, enlarged	187
Sale of seated lands for taxes, relative to	137
Pittsburg—Annual appropriations, relative to time of making.....	1111
Avenues, Penn and others, for improvement of.....	796
Banks, Artisans' Deposit, incorporated.....	152
supplement.....	387
Duquesne Savings, incorporated.....	1248
First National, State Treasurer to refund moneys to.....	668
Freehold Building Association and, act supplementing charter of.....	339
Germania Savings, incorporated.....	1049
Mechanics' National, State Treasurer to refund moneys to,	668
Board for erection of city hall, supplement to act creating	951
of guardians of poor, to select treasurer and receive interest on unexpended balances.....	476
health, acts supplementary to act to establish	250, 1194
Bridge Company, Ewalt street, relative to.....	251
Brownsville and Geneva Packet Company, supplement	262
Church Guild, property of, exempted from taxation	611
Coal Exchange Company, incorporated.....	500
Councils, relative to election of members of, and representation in,	1055
Duquesne Greys, incorporated.....	291
Election of city and ward officers, relative to.....	731
Fire department, to establish.....	543
Gas Company, East End, authorized to issue bonds.....	1104
Herald Printing Company, incorporated.....	1021
Incline Plane Company, Central, incorporated.....	879
Inspector of buildings, relative to duties of.....	643
Law Association, incorporated.....	270
Market house, relative to erection of.....	264
Mercantile Library Hall Company, supplement	103
Notaries public, appointment of additional, authorized.....	128, 176
Oil Company, Cherry Run and, to enlarge corporate powers of....	1296
Opera House Company, incorporated.....	899
Passenger railway companies, Citizens', relative to.....	768
People's, relative to.....	456, 770
Pittsburg and Ormsby, incorpo- rated	939
Rents, for better security of.....	669
Safe Deposit Company, supplement	1012

Pittsburg—School directors,	
Highland and Lincoln sub-districts, authorized to settle indebtedness of independent school district of Collins township, and borrow money...	1190
Oakland district, authorized to borrow money and issue bonds.....	327
Sixteenth ward, supplement to act authorizing, to borrow money	508
Washington school district, authorized to levy a tax.....	1272
authorized to sell real estate and borrow money.....	518
School laws, supplements to act relating to.....	231, 742
Sewers, supplements to acts concerning.....	1179
time for making assessments and filing claims for cost of construction of certain, extended.....	386
Streets, act relating to certain	1048
supplement to acts concerning.....	1179
Plank road companies —Act supplementary to act regulating.....	48
Authorized to issue bonds and abandon portions of their roads.....	1318
Lehigh and Northampton counties, not to collect tolls from persons going to or returning from church on Sundays.....	676
Belmont Avenue, authorized to transfer or sell their road	240
Blockley and Merion, supplement.....	711
Greencastle and Maryland Line Turnpike and, regulation of tolls and travel by, authorized.....	672
Loyalhanna, supplement to act relative to.....	1159
Moshannon Turnpike and, incorporated.....	1219
New Castle and New Wilmington, act relative to....	178
Spring Garden, York county, supplement.....	864
Titusville and Centreville, incorporated.....	1523
Pit-Hole, supplement	877
West Chester and Wilmington, supplement.....	477
Plumbers' League, of city of Philadelphia, incorporated	1263
Pole-cats—Bedford county, repeal of certain provisions authorizing payment of premium for killing	808
Northumberland county, for encouraging destruction of.....	1011
Union county, for encouraging destruction of.....	1007
Police district, Robinson township, Allegheny county, relative to creation of, justice, Erie city, act to provide for appointment of	881
supplement.....	953
officers—Harrisburg city, relative to fees of.....	1253
Lancaster city, powers of.....	432
Lewisburg borough, Union county, chief burgess authorized to appoint	898
Petroleum Centre, Venango county, repeal of act for appointment of.....	1044
Sharon borough, Mercer county, burgess and council authorized to appoint	894
Policies of insurance, unauthorized, to prevent issue of.....	14
Poor—Pike township, Potter county, to enable overseers to contract for support of.....	701
Pittsburg city, board of guardians of, to select treasurer and receive interest on unexpended balances.....	476

Poor, Westmoreland county, repeal of act relative to issuing orders for conveyance of, to poor house.....	1108
Poor directors—Allegheny city, relative to	1205
Columbia county, Bloom district, to regulate election of.....	611
Crawford county, to validate deed executed by.....	1286
Erie county, court authorized to appoint.....	1005
relative to election of	1006
Lancaster county, act relative to treasurer of.....	741
Lebanon county, relative to compensation of.....	106
Luzerne county, Jenkins township, and Pittston borough and township, terms of, extended, and vacancies filled.....	661
Mifflin county, repeal of act to confer upon county commissioners the duties of.....	98
Montour county, Dauville borough and Mahoning township, authorized to purchase additional real estate.....	1190
Poor district—Philadelphia city, late townships of Lyberry and Moreland made one	445
Titusville city made separate.....	308
house farm—Erie county, to provide for sale of portion of.....	817
Woodcock township, Crawford county, annexed to Saeger-town borough.....	313
house—Bedford county, relative to sale of old, and erection of new.....	1122
to repeal act to validate contract for erection of,	585
Bradford county, electors authorized to vote on question of erection of.....	1013
Centre county, Milesburg borough, and other districts, authorized to erect	1088
Montgomery county, relative to erection of new	744
Northumberland county, Mt. Carmel township and borough, supplement to act authorizing purchase and erection of.....	519
Susquehanna county, Auburn and Rush townships, to authorize erection of.....	393
New Milford township, to authorize erection of.....	394
Venango county, to authorize erection of	1147
overseers, Allegheny township, Armstrong county, relative to election of	187
tax—See Tax.	
Port physician, Philadelphia city, act in relation to.....	979
Postage stamps, for use of Legislature, to provide.....	13
Potter county—Poor, Pike township, to enable overseers to contract for support of.....	701
taxes assessed on unseated lands, relative to collection of.....	239
Prisoners, may be committed to jail of Cameron county.....	79
Reference of civil actions authorized.....	219
Sale of lands for taxes, supplement to act relating to.....	282
State road, Clinton county and, supplement to act appointing commissioners to lay out.....	1206
when powers and authority vested in commissioners to lay out certain, to cease.....	613
Trout, relative to preservation of.....	1201
Unseated taxes, Allegheny township, to authorize return of,	1207
Keating township, return of, authorized....	473
Pike township, return of, authorized.....	864
Powers, John, appropriation to.....	1327

Powers of attorney to make sale, &c., of real estate, for taking and certifying acknowledgments of, in District of Columbia.....	32
Printing companies—Herald, of Pittsburg, incorporated	1021
Erie, incorporated.....	1164
Review, of Philadelphia, incorporated	318
Printing, county, Clinton county, relative to.....	1279
of documents, &c., ordered by Legislature, or clerks or committees thereof, legalized.....	22
public, appropriations for.....	22, 57
Prison—Allegheny county, relative to salaries of warden and assistant warden.....	380
supplement to act for better management of....	94
Lancaster county, treasurer of, required to file account	741
Lehigh county, supplement to act for regulation and government of	1121
Scranton city, relative to.....	1305
Prisoners, authorities of Potter county may commit, to jail of Cameron county.....	79
confined in county jails or prisons, relative to deduction of sentences of, for good conduct.....	32
fees of sheriff, Luzerne county, for boarding and conveying to penitentiary, regulated.....	447
Private Secretary of the Governor, appropriation for salary of	17
Proper, A. H., and wife, to validate deed executed by.....	1286
Prothonotaries—Supreme Court, for Western district, may, in certain cases, remit records to courts below and charge fees to counties.....	72
Carbon county, empowered to sue for fees	259
relative to duties of.....	1173
Clearfield county, statute of limitations extended for collecting fees of.....	484
Huntingdon county, David Caldwell authorized to sue for fees.....	1408
Lancaster county, relative to fees of.....	558
Monroe county, relative to duties of.....	1173
Public buildings and grounds, State—Repairs and improvements, appropriation for.....	27
Superintendent and assistant watchman, appropriations for.....	27
Water and gas, appropriation for.....	23
contracts by county commissioners, certain counties, for erection of, relative to.....	834
Philadelphia city, act in relation to site for.....	677
printing—See Printing.	
property, Orwigsburg borough, Schuylkill county, to authorize sale of certain.....	447
Public Ground Company, Old Columbia, authorized to borrow money and issue bonds	1262
Publishing Company, Miners' and Laborers', of Pennsylvania, incorporated,	262

Q.

QUAIL, WILLIAM, administrator, State Treasurer to refund collateral inheritance tax paid by	107
---	-----

R.

RABBITS, Lancaster and Luzerne counties, to prevent hunting of, with ferrets.....	746
Railroads—Attorney General to proceed against corporations for constructing, without authority of law	1334
Lateral, canal companies authorized to construct	41
Delaware and Hudson Canal Company authorized to construct, ...	554
Erie Canal Company authorized to construct.....	688
Hickory township, Mercer county, relative to taxing, for school purposes.....	935
Mont Alto Iron Company authorized to construct.....	980
Philadelphia city, construction of, within limits of Fairmount park, prohibited	451
Kensington Screw Dock, Warehouse and Wharf Company authorized to construct....	1266
proprietors of certain manufacturing establishments authorized to construct.....	1046
Robert P. Bender authorized to construct....	900
South Mountain, relative to selection of viewers to assess damages done in construction of.....	1451
Railroad companies—Authorized to lease or become lessees of other roads, and contract with other companies, corporations and parties.....	31
Canal companies may purchase stock and bonds and lease roads of, or become consolidated with.....	75
Endorsing or guaranteeing bonds or obligations of, relative to.....	73
Merger and consolidation of, relative to.....	1274
Reports to Auditor General, required to make.....	61
Banan Horse, incorporated	468
Bedford and Bridgeport, incorporated	1360
supplements.....	453, 1366, 1423
Bethlehem, supplement	1438
Buffalo Valley, incorporated.....	1362
Caledonia Iron, Land and, supplement.....	1439
Citizens' Passenger, of Pittsburg, relative to.....	768
Clearfield and Buffalo, incorporated	440
Cleveland, Painesville and Ashtabula, Attorney General to institute proceedings against	961
Columbia and Port Deposit, relative to.....	476
Conewango Valley, incorporated.....	550
Cornwall, relative to.....	930
Danville, Hazleton and Wilkesbarre, may construct telegraph along road and connect with Lehigh Valley railroad	1280
Delaware River and Lancaster, supplement.....	135
Erie and Pittsburg, authorized to dispose of its capital stock.....	566
Farmers' and Miners', incorporated	466
supplement	537
Federal Street and Pleasant Valley Passenger, supplement	556
Freeport and Shenango Valley Coal and, supplement....	130
Hanover Branch, authorized to construct branches.....	832
Hickman Run, incorporated.....	1379
Hunlock's Creek and Muncy, incorporated.....	1411

Railroad companies—Huntingdon and Broad Top Mountain Coal and supplement	836
Jersey Shore, Pine Creek and Buffalo, incorporated	149
Lamont Mining and, incorporated	245
Lewisburg, Centre and Spruce Creek, supplement	112
Lewisburg, Centre and Spruce Creek, to change venue and proceedings instituted against, from Northumberland to Union county	306
Lewisburg, Centre and Spruce Creek, to permit construction of switch to connect with road of, in Lewisburg borough	425
Lorberry Creek, supplement	1126
M'Cauley, authorized to sell iron belonging to company, ...	1405
Middle Creek, supplements	154, 1366
Milford and Matamoras, incorporated	774
supplements	965, 1395
Monongahela Valley, supplement	110
Montour, incorporated	984
Mount Pleasant and Broad Ford, incorporated	983
Muncy Creek, supplement	927
New Freedom and Maryland Line, incorporated	779
North Lebanon, to change name of	930
Pennsylvania, orphans' courts may direct executors, &c., to invest moneys in bonds of	45
People's Passenger, Pittsburg, authorized to use steam as a motive power and change route of road	456, 770
Pequea Valley, supplement	932
Philadelphia and Baltimore Central, act relating to	836
Darby, authorized to lease road and sell real estate	83
Erie, relative to charges for toll and transportation on railway of	938
Germantown and Norristown, authorized to increase its capital stock	659
Germantown and Norristown, authorized to purchase and hold real estate	377
Pickering Valley, supplement	740
Pittsburg and Connellsville, provisions of certain act extended to	893
supplement to act incorporating	833
Ormsby Passenger, incorporated	939
Virginia and Charleston, corporate name of Monongahela Valley Railroad Company changed to	110
Virginia and Charleston, how moneys in treasury may be applied and bridges constructed by	1187
Virginia and Charleston, to authorize, to issue bonds to be secured by mortgage	329
Pittston Passenger, incorporated	1367
Ridge Avenue and Manayunk Passenger, authorized to lease their road and sell real estate	171
Schuylkill River Passenger, supplement	1045
Scotland and Mont Alto, supplement to act to incorporate, time for commencement and completion of road of, extended	978
	360

Railroad companies—Sharpsville, Wheatland, Sharon and Greenfield, incorporated	1320
Shrewsbury, incorporated	1267
Somerset and Mineral Point, incorporated.....	1358
subscriptions to capital stock of, validated.....	371
Southern Pennsylvania Land and, relative to.....	1439
Sunbury and Lewistown, relative to.....	154
Thirteenth and Fifteenth Streets Passenger, Philadelphia, supplement.....	237
Union Passenger, Philadelphia, supplement.....	929
Wellsboro' and Lawrenceville, supplement.....	316
West Chester and Phoenixville, incorporated	361
Western Pennsylvania, authorized to issue bonds.....	240
West Philadelphia Passenger, relative to.....	1278
Wilmington and Western, to amend act authorizing, to connect with Delaware and Pennsylvania railroad	1128
Wrightsville, New Holland and Conewago, supplements, 149, 1431 York and Gettysburg, authorized to sell railroad and property to Pennsylvania Railroad Company.	1008
Rambo, Andrew M., appropriations to	1333, 1334
Range in Executive mansion, appropriation for.....	27
Reading city—Alley, act to vacate certain.....	330
repealed	1303
Election precincts, relative to division of wards into.....	1246
School controllers, authorized to borrow money and elect city superintendent.....	619
Reading Driving Park Association, incorporated.....	101
Real estate—Titles to, to aid in perfecting.....	13
Baptist parsonage, Washington borough, exempted from taxation	1434
Blairsville academy, exempted from taxation.....	468
Brown, John, annexed to Cherry Tree township, Venango county, for school purposes.....	947
Burrell, J. M., deceased, relative to sale of.....	1222
Carbon county, county commissioners authorized to sell.....	791
Chester city, to vest certain, in trustees, and authorize them to sell same.....	1416
Chester county, county commissioners authorized to sell certain	593
Citizens' Library Association of Washington, exempted from taxation.....	603
Clark, Jacob, annexed to Mechanicsburg borough, Indiana county, for purposes of taxation.....	1306
Columbia Oil Company, authorized to hold additional, and to lease and convey.....	602
Copenhaffer, Jonathan E., annexed to Washington township, Dauphin county.....	761
Edie, Hays, trustee, authorized to sell certain.....	455
Erie County Agricultural Society, authorized to sell.....	1232
to provide for sale of certain.....	817
Evangelical Lutheran church, Berrysburg, Dauphin county, trustees authorized to sell.....	1350
parsonage, Donegal, Westmoreland county, exempted from taxation	823

Real estate—First Presbyterian church, Mauch Chunk, trustees authorized to sell.....	1097
Sunbury, trustees authorized to sell, ...	775
Franklin city, to authorize sale of certain.....	857
Friends' meeting house, Kimberton, Chester county, trustees authorized to sell.....	1378
German Reformed congregation, Reading city, trustees, &c., authorized to mortgage.....	1137
Rimersburg, Clarion county, trustees authorized to sell...	120
Girard Mutual Coal Company authorized to hold and convey certain	302
Great Island Lodge of Odd Fellows, Lock Haven borough, exempted from taxation.....	1414
Greenwood Seminary, Columbia county, exempted from taxation	813
Hancox, Amos S., annexed to Cherry Tree township, Venango county, for school purposes.....	947
Hanover Presbyterian church, Dauphin county, trustees appointed to sell	491
Harrisburg city, relative to classification of, for purposes of taxation	860
Kester, John W., deceased, trustees under will of, authorized to sell	1449
Lauker, Peter, annexed to certain school district, Armstrong county, for school purposes.....	1273
Lutheran and Reformed congregations, Lebanon borough, authorized to sell.....	1132
Manheim borough, Lancaster county, school directors authorized to sell certain	148
M'Kean, D. A., annexed to Little Beaver township, Lawrence county, for school purposes.....	317
M'Lellan, William, committee, authorized to sell certain	685
Methodist parsonage, Washington borough, exempted from taxation	1422
Millersburg borough, Dauphin county, sale of certain, authorized	853
Montour county, poor directors, Danville borough and Mahoning township, authorized to purchase additional.....	1190
Moravian School Association, Berks county, trustees of, authorized to sell.....	978
Mount Joy borough, Lancaster county, school directors authorized to sell certain.....	641
Muncy borough, Lycoming county, school directors authorized to sell certain.....	880
Orwigsburg borough, Schuylkill county, to authorize sale of certain.....	447
Philadelphia and Darby Railroad Company authorized to sell, ...	83
Germantown and Norristown Railroad Company, authorized to purchase and hold	377
Pittsburg Church Guild, exempted from taxation.....	611
city, school directors, Washington school district, authorized to sell.	518
title to certain, vested in.....	1049
Pleasant Valley church, York county, act authorizing sale of..	1418
Rehoboth Presbyterian parsonage, Rostraver township, Westmoreland county, exempted from taxation.....	1434
Richards, William, to validate proceedings in partition of.....	964

Real estate—Ridge Avenue and Manayunk Passenger Railway Company, authorized to sell.....	171
Schloss, Lazarus, to confirm title of, to certain.....	305
Schuylkill district, Chester county, to vest title to certain, in school board.....	442
Smethport Academy, M'Kean county, trustees authorized to transfer, to Smethport school district.....	471
Strasburg borough, Lancaster county, school directors authorized to sell certain.....	89
Union Church and School Association, Lower Milford township, Lehigh county, trustees of, authorized to sell.....	812
United American Mechanics' Hall Association, Manayunk, exempted from taxation.....	1028
Warren borough, Warren county, relative to appropriations of moneys arising from sale of certain.....	1172
West Brunswick township, Schuylkill county, school directors, Stephens independent school district, authorized to sell, ...	348
West-town school, Chester county, to repeal parts of act exempting, from taxation.....	1162
Wheatley Dramatic Association, exempted from taxation.....	856
Reaney Engineers and Ship Building Works of Chester, relative to.....	789
Recognizances, exempted from taxation, except for State purposes, in certain counties.....	144, 278
of bail, justices of peace, Crawford county, authorized to take, in certain cases.....	227
Recorders—Scranton city, to issue and grant relief upon writs of <i>habeas corpus</i>	905
two assistant, to take place of aldermen constituting part of mayor's court.....	903
Williamsport city, relative to election, powers and duties of.....	527, 528, 529, 531
fees of, service of process issued by, &c.....	529, 674
Recorders of deeds—Clearfield county, statute of limitations extended for collecting fees of.....	484
Lancaster county, relative to fees of.....	558
Records, British, copies of certain, made evidence.....	70
in office of county surveyor, Fayette county, supplement to act relative to.....	702
recorder, Allegheny county, to authorize making new indexes to.....	820
Supreme Court for Western district, prothonotary may remit, in certain cases, to courts below and charge fees to counties, ...	72
Reed, Elizabeth, gratuity and annuity granted to.....	388
Reeder, Cornelia M., and husband, divorced.....	679
Referees, Jefferson county, pay of, increased.....	714
Reference of civil actions, certain counties, relative to.....	85, 219, 540
Registers of wills—Clearfield county, statute of limitations extended for collection of fees of.....	484
Lancaster county, relative to fees of.....	558
Registry of electors, supplement to act relating to.....	53
marriages, births and deaths, Pittsburg city, relative to.....	1194
Reifsnyder, Washington L., relative to claim of.....	1098
Rents, Pittsburg and Allegheny cities, for better security of.....	669

Reports, appropriation for purchase of certain.	21
certain corporations required to make, to Auditor General.....	52, 61.
on finances, &c., Auditor General to have copies of, printed.....	62
Resolutions, joint—See Joint resolutions.	
Return days in courts, certain counties, to fix additional.....	1231
Review Printing House Company, of Philadelphia, incorporated.....	318
Revision of grades, Twenty-first ward, Philadelphia city, to confirm.....	1290
Richards, William, to validate proceedings in partition of real estate of.....	960
Ridgway Branch of Philadelphia library, act relative to.....	219
Rifle Club, Philadelphia, incorporated.....	304
Road commissioners—Bradford county, repeal of act requiring, to keep in repair county bridges	146
Exeter township, Luzerne county, repeal of act to provide for election of.....	121
Road district, Lamokin, Delaware county, for adjustment of indebtedness between Chester township and.....	332
jurors, Philadelphia city, relative to qualifications and powers of.....	1304
laws—Delaware county, supplement to act relating to.....	485
Elk township, Chester county, to repeal special	147
Jessup township, Susquehanna county, to repeal certain.....	425
tax—See Tax.	
viewers, Northampton county, to increase pay of.....	1112
Roads—State—See State roads.	
Allegheny county, Kilbuck township, relative to making and re- pairing.....	644
Leet township, relative to construction and re- pair of	328
West Deer township, relative to.....	191
Beaver county, Big Beaver township, relative to.....	705
Darlington township, relative to.....	323
Hanover township, relative to.....	747
Bedford county, act relating to.....	1070
Hopewell township, relative to compensation of persons working on.....	814
Butler county, Connoquenessing and Brady townships, relative to..	406
Chester county, West Bradford township, repeal of act relative to...	176
Columbia county, Conyngham township, repeal of portion of act re- lating to expenses of making and repairing.....	1128
Juniata county, Delaware township, to lay out certain.....	735
Lancaster county, for improvement of.....	874
Luzerne county, Wilkesbarre township, commissioners appointed to survey and locate.....	1239
Lycoming county, Cummings township, taxes on certain unseated lands appropriated to opening.....	1142
M'Kean county, act relating to.....	1070
Mifflin county, relative to construction of, between and at east end of certain bridges.....	1163
Montgomery county, Conshohocken borough, relative to opening....	522
Lower Merion township, repeal of acts rela- tive to construction and repair of.....	579
Philadelphia city, act relating to company to build certain, through Germantown.....	546

Roads—Schuylkill county, Butler township, relative to selling the repairing of.....	1129
New Castle township, to repeal part of act relating to selling the repairing of.....	758
Venango county, act relating to.....	1070
Washington county, Bentleysville borough, act relating to.....	177
Jefferson and Buffalo townships, relative to.....	203
Robinson township, relative to.....	1065
Wayne county, Manchester township, act relating to.....	135
Westmoreland county, Hempfield township, portion of certain, attached to Dry Ridge district.....	816
York county, supplement to act relating to.....	228
Robinson, James, authorized to adopt John W. Robinson as his heir.....	157
Russell, Andrew F., and wife, to validate certain deeds and mortgage executed by.....	657
Rutherford, W. W., appropriation to.....	27

S.

SAFE DEPOSIT BANK OF POTTSVILLE, incorporated.....	162
Safe deposit companies—Fidelity Insurance, Trust and, of Philadelphia, supplement.....	1210
Philadelphia Trust, Insurance and, supplement.....	448
Pittsburg, supplement ..	1012
Salaries and appropriations, how paid	23
Sales, orphans' courts, relative to discharge of liens of mortgages by.....	37
Sampson, John, for relief of.....	273
Saving Fund Society of Germantown and vicinity, supplement.....	389
Savings associations—See Associations.	
Savings banks and institutions—Taxation of shares of, relative to.....	42, 1373
Allentown, to correct clerical error in supplement to.....	948
Dime, of Harrisburg, incorporated.....	1341
supplement.....	1443
to extend time to pay enrolment tax, &c.,	1353
Duquesne, of Pittsburg, incorporated.....	1248
Farmers', of Foglesville, incorporated	297
Franklin, incorporated	115
Germania, of Pittsburg, incorporated.....	1049
Girard, incorporated.....	1309
Hamburg, incorporated..	478
Macungie, supplement.....	232
Mechanics' and Miners', of Scranton, to confer additional privileges on.....	686
People's, of Erie county, incorporated.....	787
Quakertown, incorporated.....	364
Union, of East Pennsylvania, incorporated ..	233
Warren, incorporated.....	349
Wilkesbarre, incorporated.....	651
Wyoming County, incorporated	1381
supplement.....	387

Scales, public, M'Keesport borough, Allegheny county, relative to establishment of.....	1032
Schloss, Lazarus, to confirm title of, to certain real estate	305
Schools—Common, appropriation for.....	20
Superintendents of—See Superintendents.	
Pennsylvania Training, for feeble-minded children, appropriation for	24
Philadelphia city, relative to appropriations for, by councils.....	1290
Soldiers' and sailors' orphans', appropriation for expenses of committee to make investigation in relation to.....	20
children born after certain date not to be admitted into.....	29
discharge of children from, relative to	29
inspector or examiner of, and female assistant, appropriations for salaries of.....	28
State normal, appropriations for	20, 21
trustees and contributors to West Chester academy, authorized to become.....	367
School associations—See Associations.	
School controllers—Allegheny city, to select place of deposit for school funds, ...	1219
First school district of Pennsylvania, to change name of...	437
Reading city, authorized to borrow money and elect city superintendent.....	619
School department, appropriation for expenses of.....	20
School directors—Allegheny city, Fourth ward, authorized to borrow money, ...	739
Seventh ward, authorized to levy tax to pay indebtedness.....	1165
Armstrong township, Lycoming county, authorized to borrow money.....	1124
Banks township, Carbon county, authorized to borrow money.....	109
Bellefonte borough, Centre county, authorized to borrow money.....	494
Bellevue borough, Allegheny county, authorized to borrow money and levy tax.....	300
Berwick borough, Columbia county, relative to election of, ...	1313
Big Beaver township, Lawrence county, authorized to levy and collect additional tax	495
Braddocks borough, Allegheny county, authorized to borrow money, issue bonds and levy tax.....	757
Cassville borough, authorized to borrow money and issue bonds.....	847
Corry city, authorized to borrow money and levy additional school tax.....	590
Cressona borough, Schuylkill county, authorized to borrow money, and to cause statement of accounts to be printed, ...	512
Doylestown borough, Bucks county, duties of fence viewers imposed on.....	1145
Drumore township, Lancaster county, authorized to levy tax to erect building for township purposes.....	1086
First independent school district, Nicholson township, Wyoming county, authorized to levy additional tax and borrow money	911
Freeport borough, Armstrong county, authorized to borrow money.....	1000

School directors—Halifax township, Dauphin county, authorized to borrow money.....	1145
Kennett Square borough, Chester county, authorized to borrow money.....	706
Lincoln township, Allegheny county, authorized to levy and collect additional tax.....	495
Litiz school district, Lancaster county, authorized to borrow money and issue bonds.....	819
Lock Haven district, Clinton county, authorized to borrow money.....	483
Manheim borough, Lancaster county, authorized to sell real estate.....	148
Marysville borough, Perry county, authorized to borrow money.....	295
Millvale borough, Allegheny county, authorized to borrow money.....	319
Montgomery township, Franklin county, for relief of.....	670
Montrose borough, Susquehanna county, authorized to borrow money.....	565
Mount Joy borough, Lancaster county, authorized to sell real estate.....	641
Mount Pleasant borough, Westmoreland county, authorized to levy per capita tax.....	846
Muncy borough, Lycoming county, authorized to borrow money, issue bonds and sell real estate.....	880
Pittsburg city, Highland and Lincoln sub-districts, authorized to settle indebtedness of independent school district of Collins township, and borrow money.....	1190
Oakland district, authorized to borrow money and issue bonds.....	327
Sixteenth ward, supplement to act authorizing, to borrow money.....	508
Washington district, authorized to levy a tax, authorized to sell real estate and borrow money.....	1272
Plymouth borough, Luzerne county, authorized to borrow money and issue bonds.....	518
election of, regulated,	1119
Port Carbon borough, Schuylkill county, authorized to borrow money.....	708
Reserve township, Allegheny county, authorized to borrow money.....	327
Salisbury borough, Somerset county, authorized to levy additional tax.....	422
Schuylkill district, Chester county, to vest title to certain real estate in.....	442
Sewickley borough, Allegheny county, repeal of act authorizing, to borrow money and levy additional school tax....	867
South Erie borough, Erie county, authorized to borrow money.....	86
Stephens independent school district, West Brunswick township, Schuylkill county, authorized to sell real estate,	348
Strasburg borough, Lancaster county, authorized to sell school houses and lots and borrow money.....	89
Titusville city, authorized to borrow money.....	310
Union independent school district, Rome and Sparta, Crawford county, authorized to borrow money and levy tax...	808

School directors—Union school district, Lawrence county, authorized to borrow money.....	599
township, Crawford county, authorized to borrow money.....	760
Uniontown borough, Fayette county, authorized to borrow money.....	500
Unionville borough, Centre county, authorized to borrow money.....	144
Warren borough, Warren county, authorized to borrow money and levy additional school tax.....	1135
how moneys arising from sale of certain real estate may be appropriated by.....	1172
Waynesboro' borough, Franklin county, authorized to issue bonds for moneys borrowed.....	1188
Williamsport city, authorized to borrow money.....	990
Wrightsville borough, York county, authorized to borrow money and issue bonds.....	124
Youghiogheny independent school district, Sewickley township, Westmoreland county, authorized to levy and collect per capita tax.....	410
School districts—Baldwin, Allegheny county, relative to collection of school tax in.....	618
Independent, erected out of parts of Huntingdon and Blair counties.....	1084
Juniata and Snyder counties.....	255
Wyoming and Susquehanna counties.....	1319
Wellsboro' transfer, of Wellsboro' Academy to, authorized,	992
School fund, Chatham district, Tioga county, act to transfer portion of, to township fund.....	184
house, West Nantmeal township, Chester county, court authorized to decree sale of.....	1034
laws, Pittsburg city, supplements to act relating to.....	231,742
property, supplements to act giving new wards, Allegheny city, right of compensation from old wards for.....	138,710
West-town, Chester county, to repeal certain parts of act exempting, from taxation.....	1162
tax—See Taxes.	
Schuylkill county—Butler township, relative to selling the repairing of roads,	1129
Coal mines, to provide for health and safety of persons employed in.....	3
preservation of records of inspection of.....	51
Commissioners, relative to contracts by.....	834
to receive returns of certain tax collectors.....	107,267,587,923
Committing magistrates, relative to.....	280
Costs of justices of peace and constables, county to pay, in certain cases.....	693
Cressona borough, school directors authorized to borrow money, and to cause statements of accounts to be printed.....	512
Criminal court, supplement to act to establish.....	1254
Deserted wives and children, act relating to.....	777

Schuylkill county—Eldred township, relative to election and duties of supervisors.....	997
Foxes, for encouraging destruction of.....	824
Medical practice, to regulate.....	705
New Castle township, to repeal part of act relating to selling the repairing of roads.....	758
Notary public, appointment of additional, authorized.....	87
Pinegrove borough, portions of streets in Bonewitz's addition, vacated.....	372
Port Carbon borough, school directors authorized to borrow money.....	708
Pottsville borough, North ward created.....	842
Public property, Orwigsburg borough, sale of certain, authorized.....	447
Sale of liquors by non-residents, relative to.....	475
Shenandoah borough, burgess and council authorized to levy additional tax.....	128
Stephens independent school district, West Brunswick township, school directors authorized to sell real estate.....	348
Timber lands, to protect, from fire.....	1316
Tremont borough, relative to commitment of offenders to lock-up.....	819
Scott, Eleanor, gratuity and annuity granted to.....	874
Scranton and Olyphant Boulevard Company, incorporated.....	195
supplement.....	1171
Scranton city—Alderman, to legalize acts of certain.....	296
Auctioneer, relative to appointment of.....	1040
Bounty accounts, relative to appointment of auditors to audit, 600, 848	
Forest Hill Cemetery Association, to confer additional privileges on.....	1182
Notary public, appointment of additional, authorized.....	698
Payment of costs in criminal cases, and fees of district attorney, relative to.....	222
Supplements to act incorporating.....	903, 1304
Venue in certain cases, changed from mayor's court to court of quarter sessions, Luzerne county.....	342
Scranton Ice Company, incorporated.....	1066
Screw Dock, Warehouse and Wharf Company, Kensington, of Philadelphia, incorporated.....	1265
Scull, Edward, appropriation to.....	1329
Secretary of the Commonwealth, appropriations for salary and expenses of office.....	17, 18
Seiler, R. H., appropriation to.....	27
Seminary, Greenwood, Columbia county, to exempt real estate of, from taxation.....	813
Sentences of persons confined in county jails or prisons, relative to deduction of, for good conduct.....	32
Sewage Utilization Company, City, incorporated.....	1441
supplement.....	1056
Sewers—Allegheny city, relative to certain.....	1031
Erie city, relative to construction of.....	840, 841
Hazleton borough, Luzerne county, relative to construction of.....	1112
Pittsburg city, supplement to act concerning.....	1179

Sewers, Pittsburg city, time for making assessments and filing claims for cost of constructing certain, extended.....	386
Sewing Machine Company, American Button-hole, Overseaming and, authorized to increase capital stock.....	1396
Sewing machines, exempted from levy and sale on execution or distress for rent,	35
Seyfert, M'Manus and Company, supplement to act incorporating, as an iron company	82
Seymour, Edmund B., and wife, divorced.....	1403
Shank, Jacob and John, for payment of damages awarded to.	1435
Sheep—Berks county, certain townships, relative to running at large of	1125, 1170
Bradford county, Tuscarora township, supplement to act for protection of.....	910
Buck's county, Wrightstown township, to prevent running at large of,	489
Butler county, certain townships and borough, to prevent running at large of.....	431
Crawford county, relative to running at large of.....	230, 905
Erie county, to prevent running at large of.....	230
Indiana county, Barrell township, to prevent running at large of.....	580
Lancaster county, certain townships, to prevent running at large of...	862
Lawrence county, certain townships, to prevent running at large of...	576
Lehigh county, Upper Saucon township, to prevent running at large of,	896
Luzerne county, Abington township, repeal of act to prevent running at large of.....	158
Exeter township, to prevent running at large of.....	878
Monroe county, Hamilton township, for protection of	829
Montgomery county, certain townships, to prevent running at large of.....	743, 773
Northumberland county, Turbet township, to prevent running at large of	1137
Sullivan county, Forks township, to prevent running at large of.....	564
Venango county, Canal township, repeal of act to prevent running at large of.....	838
Warren county, relative to protection of	294
to prevent running at large of, in certain townships..	433, 580
Sheriffs—Carbon county, empowered to sue for fees.....	259
hotel keepers may hold office of.....	356
Clearfield county, statute of limitations extended for collecting fees of,	484
Dauphin county, relative to fees of.....	333
time of commencement of official term of, fixed...	691
Forest county, to increase mileage of.....	210
Huntingdon county, Grafius Miller authorized to sue for fees.....	1408
Lancaster county, relative to fees of.....	558
Lebanon county, certain fees of, regulated	1066
Luzerne county, certain fees of, regulated	447
Lycoming county, to execute writs issued by recorder, Williamsport city.....	528, 674
Venango county, statute of limitations extended for collecting fees of,	296
Side-walks—Allentown city, commissioners of Lehigh county may erect, adjoining certain bridge	191
Apollo borough, Armstrong county, property owners to pave...	419
Erie city, how cost of paving, to be assessed in certain cases.....	840
Kutztown borough and Maxatawny township, Berks county, for protection of certain.....	606

Side-walks—Middletown borough, Dauphin county, relative to paving.....	1035
Monongahela City borough, Washington county, relative to paving.....	563
North district of Wilkesbarre township, Luzerne county, relative to construction of.....	87, 311, 392, 1158
Reserve township, Allegheny county, auditors authorized to construct, along roads.....	605
South district of Wilkesbarre township, Luzerne county, relative to construction of.....	334
White Haven borough, Luzerne county, council to construct....	1111
Youngsville borough, Warren county, to maintain certain.....	1002
Simpson, J. Alexander. for payment of damages awarded to.....	1405
Sinking fund, act relating to management of.....	73
supplementary to acts relative to commissioners of.....	67
Slate Company, Manheim, incorporated.....	1410
Snipe, gray or English, penalty for killing, out of season.....	50
Snively, Joseph, Jr., for payment of damages awarded to.....	1435
Snyder county—Boundary lines between Union, Centre, Mifflin and, appointment of commissioners to run, authorized.....	882
Bounty debt, Beaver township, auditors authorized to pay off,	1285
Bridge over Mahontongo creek, county commissioners to erect.....	1143
Middle creek, county commissioners to erect,	465
Independent school district, erected out of parts of Juniata county and.....	255
Peters, A. J., to continue to act as justice of peace for Middleburg borough.....	766
Timber lands, to protect, from fire.....	1316
Societies—Agricultural—See Agricultural societies.	
German, contributing for relief of distressed Germans, act relative to.....	649
Indigent Widows' and Single Women's, of Philadelphia, limit of income of, repealed.....	471
Orphans', of Philadelphia, limits of income of, repealed.....	385
Philadelphia Fountain, supplement.....	1109
Saving Fund, of Germantown and vicinity, supplement.....	389
Women's Branch, of Pennsylvania, for prevention of cruelty to animals, incorporated.....	131
Soldiers—Bounties to—See Bounties to soldiers.	
Monument associations—See Associations.	
Orphans—See Orphans—Schools—Appropriations.	
Pensions and gratuities to, appropriation for.....	20
War of 1812, and their widows, joint resolution relative to granting relief to.....	1331
Anderson, Elizabeth, widow of, gratuity and annuity granted to...	371
Baker, Hugh, supplement to act granting pension to.....	947
Bowers, Samuel, to pay a gratuity and pension to.....	822
Graham, Joseph, annuity granted to.....	594
Harman, Mrs. Peter, widow of, gratuity and annuity granted to...	874
Houk, Elizabeth, widow of, for relief of.....	422
Reed, Elizabeth, widow of, gratuity and annuity granted to.....	388
Scott, Eleanor, widow of, gratuity and annuity granted to.....	874
Swisher, Michael, annuity granted to.....	1107

Soldiers — Vantine, Thomas, annuity granted to.....	1280
Weakly, Phebe, widow of, gratuity and annuity granted to.....	378
Solicitor, commissioners of Fairmount Park, Philadelphia city, to appoint.....	93
for Dauphin county, act providing for election of.....	855
Lancaster county, act providing for election of.....	160
Somerset county—Committing magistrates, relative to.....	280
County auditors, relative to compensation of.....	499
treasurer, relative to fees of.....	252
Medical practice, to regulate.....	705
Salisbury borough, school directors authorized to levy additional tax.....	422
Southern Improvement Company, incorporated.....	1227
Transportation Company, relative to.....	115
Standard weight of bituminous coal and coke, Beaver and Butler counties, fixed.....	493
State arsenal, appropriation for payment of men employed and materials used at.....	19
salary of keeper.....	20
keeper to be subject to orders of Adjutant General.....	20
Bank, incorporated.....	335
Consent of, given to purchase of land, at Erie, by United States.....	38
Council of Junior Order of United American Mechanics of State of Pennsylvania, incorporated.....	288
Dam in French Creek, for removing remains of.....	27
Debt, appropriation for payment of interest on.....	22
Department, appropriations for expenses of.....	17, 18
Librarian and assistant, appropriations for salaries of.....	17
prohibited from expending moneys appropriated to library in purchase of works of fiction.....	21
to make report to next Legislature.....	21
Library, appropriations for purchase of books for, &c.....	21, 26
State roads—Allegheny and Beaver counties, commissioners appointed to lay out.....	1082
Butler counties, supplement to act to lay out..	825
Butler and Armstrong counties, appointment of commissioners to lay out, authorized.....	469
Beaver and Mercer, act relative to.....	1064
Centre and Clearfield counties, supplement to act for laying out.....	654
Delaware county and Philadelphia city, to lay out.....	917
relative to assessment of damages sustained by opening.....	485
Elk county, commissioners appointed to lay out.....	991
Indiana and Westmoreland counties, supplement to act appointing commissioners to lay out.....	1153
Jefferson and Clarion counties, supplement to act for laying out,	709
Lawrence, Butler and Venango counties, (from New Castle to Emlenton,) supplement to act authorizing laying out of.....	489
M'Kean and Elk counties, supplement to act authorizing court to appoint commissioners to take charge of certain.....	1101
county, for relief of commissioners appointed to lay out certain.....	363
from Kane to Campbell's Mill, supplement to act appointing commissioners to lay out.....	1210

State roads—Philadelphia city and Bucks county, to lay out.....	944
Potter and Clinton counties, supplement to act appointing commissioners to lay out.....	1206
county, when powers and authority vested in commissioners to lay out certain, to cease	613
Tioga county, commissioners appointed to lay out.....	1242
Venango and Clarion counties, commissioners appointed to lay out	1102
Washington and Allegheny counties, commissioners appointed to lay out	601, 809
State Treasurer—Appropriations for salary and expenses of office.....	17, 19
General acts relating to.....	67, 73
Payments to be made by—See Appropriations.	
Penalty on, for paying larger sums than are appropriated...	29
Balsley, George J., to refund money to.....	1042
Brown, Levi, to refund money to.....	1194
Farmers' and Mechanics' Industrial Association of Franklin county, and certain individuals, to examine claims of,	1435
Filler, Mrs. Sarah, to audit and settle claim of.....	1003
First National Bank of Pittsburg, to refund money to.....	668
Gross, John F., and others, to examine claims of.....	1405
Heichhold, A. P., to examine claims of.....	1398
Mechanics' National Bank of Pittsburg, to refund money to,	668
Quail, William, administrator, to refund money to.....	107
Reifsnnyder, Washington L., authorized to examine claim of,	1098
Swetland, Gordon, to adjust claim of.....	1335
Statute of limitations, extended for collecting fees of officers, certain counties,	296, 484
Steam Heating Fuel Company of Pennsylvania, incorporated.....	1445
Steamship Company, Union, authorized to settle its affairs and distribute assets among stockholders.....	1361
Steavely, Richard and wife, divorced.....	834
Stenographer employed in State Treasury investigation, to pay.....	1331
Stevedores, Philadelphia city, to regulate licensing of.....	958
Stone, Daniel, and Huldah A., relative to transfer of guardianship of minor heirs of.....	209
Streets—Allegheny city, relative to opening, altering and improving	751
Bentleysville borough, Washington county, act relating to.....	177
Chester city, to vacate part of certain.....	1287
Conshohocken borough, Montgomery county, relative to opening....	522
Corry city, relative to improvement of	572
Delaware county, relative to assessment of damages sustained by opening	485
Erie city, to vacate.....	156, 416
viewers to assess damages sustained by opening, &c., may assess contributions upon properties benefited.....	841
Great Bend borough, Susquehanna county, to establish boundaries of,	289
Greenville borough, Mercer county, to vacate certain, in Loutzenhizer's addition.....	260
Harrisburg city, council authorized to vacate	673
relative to extending certain.....	734
payment of damages sustained by opening	734

Streets—Lingletstown, Dauphin county, to grade and pave certain.....	428
M'Keesport borough, Allegheny county, supplement to act relative to grading and paving.....	1154
Meadville city, relative to assessment of damages and advantages to properties by opening ..	974
Monongahela City borough, Washington county, act relating to.....	563
Newville borough, Cumberland county, relative to assessment of damages and advantages to properties by opening.....	142
Philadelphia city, relative to widening and straightening.....	547
to authorize macadamizing of certain, in Twenty-second ward.....	549
paving or macadamizing of, in Twenty-second ward.....	546
to prevent certain obstructions in.....	549
Albion, to confirm revision of grades on portion of,	750
Bedford, repeal of act to open parts of.....	1044
Butler, relative to opening part of.....	1275
Chestnut, line of, defined ..	1291
Diamond, relative to opening.....	457
Hamilton, to reduce width of part of.....	1291
Market, to open, &c., between Forty-third and Sixty-third streets.....	890
Mervine, for opening and extending.....	1317
Montgomery, for paving part of.....	1316
Seventeenth, repeal of act relative to vacating portion of ..	229
Thouron, relative to.....	331
Pinegrove borough, Schuylkill county, portion of, in Bonewitz's addition, vacated ..	372
Pittsburg city, act relating to certain ..	1048
supplement to acts concerning ..	1179
Rochester borough, Beaver county, relative to use and occupancy of portion of certain.....	111
Sharpsburg borough, Allegheny county, relating to opening, altering and improving.....	379
Sunbury borough, Northumberland county, burgess and council authorized to open and extend certain.....	1283
White Haven borough, Luzerne county, council may vacate part of certain.....	1110
Wilkesbarre borough, Luzerne county, railroad tracks not to be laid in parts of certain.....	119
Williamsport city, relative to improvement of.....	538
Styer, William, appropriation to.....	22
Sullivan county—Forks township, to prevent cattle, horses, &c., from running at large.....	564
Fox township, overseers of poor authorized to levy poor tax on unseated lands ..	707
Liquor licenses, granting of, regulated.....	1101
Medical practice, to regulate.....	705
Sale of lands for taxes, supplement to act relative to.....	282
Trout, relative to preservation of.....	1201
Sunbury Lumber Company, act relative to.....	1430
supplement.....	483
Steam Ferry and Tow Boat Company, incorporated ..	871

Superintendents—Common schools, Allegheny county, county commissioners to provide office for.....	848
Chester county, county commissioners to provide office for.....	167
Reading city, controllers authorized to elect.....	619
State, appropriations for salary and expenses of office.....	17, 20
Public Buildings and Grounds, appropriation for salary of,	27
Printing, appropriation for salary of.....	17
Soldiers' and Sailors' Orphans, appropriation for salary of..	28
to account for clothing furnished orphans.....	29
to discharge from institutions orphans who have arrived at age of sixteen years.....	29
Supervisors—Allegheny county, Kilbuck township, election of three, authorized.....	644
to pay certain sum of money to James O'Halloran and Charles O'Brien.....	1252
West Deer township, act relative to..	191
Armstrong county, Kiskiminetas township, number and compensation of, fixed.....	406
Beaver county, act to increase pay of.....	354
Big Beaver township, election of three, authorized.....	705
Darlington township, election of three, authorized.....	324
Hanover township, authorized to have three.....	747
Bedford county, Hopewell township, to increase compensation of,	814
Chester county, supplement to general act, requiring to give security.....	278
Pocopson township, to change number and mode of election of.....	126
Clearfield county, Burnside township, authorized to levy additional road tax.....	129
Morris township, to levy and collect special tax.....	655
Franklin county, authorized to levy and collect additional road tax.....	615
Lawrence county, certain townships, relative to pay of.....	816
Luzerne county, Hanover township, and North and South districts of Wilkesbarre township, compensation of, fixed.....	1127
Lycoming county, Washington township, to increase pay of.....	1153
Northampton county, Upper Mount Bethel township, relative to election and duties of.....	1270
Philadelphia city, for appointment of.....	349
Schnylkill county, Eldred township, relative to election and duties of.....	997
Washington county, act to increase pay of.....	354
Westmoreland county, Salem township, relative to election of..	1268
South Huntingdon township, election of additional, authorized.....	1020
York county, act to repeal act to increase pay of.....	429
North Codorus township, to reduce compensation of.....	308

Survey books, Butler county, relative to transcribing	770
Survey districts, First and Second, Philadelphia city, of what territory to be composed.....	541
Surveyor General—Appropriations for salary and expenses of office.....	17, 18
Islands in Susquehanna river, Martic township, Lancaster county, relative to patenting.	1139
To execute patent to purchasers of certain out-lots, Franklin city.....	858
patent to Thompson M. Johnson.....	438
To issue warrant and patent for addition to certain island in Allegheny river.....	780
Surveyors—Allegheny county, to increase fees of, for attending courts as witnesses.....	1030
County, Fayette county, supplement to act relative to records in office of.....	702
Luzerne county, repeal of portion of act imposing additional duties upon.....	221
Venango county, to sell certain out-lots, Franklin city ...	858
Road, Northampton county to increase pay of.....	1112
Susquehanna county—Assessors, to increase pay of.....	285
Civil actions, relative to reference of.....	85
Fish in Silver, Choconut and Wyalusing lakes, for protection of.....	1176
Friendsville borough, additional justice of peace authorized	451
Great Bend borough, to establish boundaries of streets,	289
Jessup township, to repeal Lenox road law.....	425
Justices of peace, jurisdiction of, enlarged.....	204
Lymanville independent school district, erected out of parts of Wyoming county and.....	1319
Montrose borough, school directors authorized to borrow money.....	565
Pickerel, Lathrop's lake, Dimock township, supplement to act to prohibit taking or killing.....	421
Poor house, Auburn and Rush townships, to authorize erection of.....	393
New Milford township, to authorize erection of	394
Susquehanna river, for improving navigation of, above line of Clinton county,	28
Sweatman, John, deceased, for admitting to probate copy of will of	923
Swetland, Gordon, relative to claim of.....	1385
Switch, to connect with Lewisburg, Centre and Spruce Creek railroad in borough of Lewisburg, to permit construction of	425
Swine— Berks county, certain townships, relative to running at large of.....	1125, 1170
Blair county, Blair township, repeal of act to prevent running at large of.....	123
Bucks county, Wrightstown township, to prevent running at large of,	489
Butler county, certain townships and borough, to prevent running at large of.....	431
Crawford county, relative to running at large of	230, 905
Erie county, to prevent running at large of.....	230
Indiana county, Burrell township, to prevent running at large of	580
Lancaster county, certain townships, to prevent running at large of.	862
Lawrence county, certain townships, to prevent running at large of.	576

Swine— Lehigh county, Upper Saucon township, to prevent running at large of.....	896
Luzerne county, Abington township, repeal of act to prevent running at large of	158
Exeter township, to prevent running at large of.....	878
Montgomery county, certain township, to prevent running at large of,	743, 773
Northumberland county, Turbet township, to prevent running at large of.....	1137
Sullivan county, Forks township, to prevent running at large of.....	564
Union county, Union township, to prevent running at large of.....	844
Venango county, Canal township, repeal of act to prevent running at large of.....	838
Warren county, certain townships, to prevent running at large of....	433, 580
Swisher, Michael, annuity granted to	1107

T.

Tax— Allegheny city, bonds of, to be exempt from.....	730
councils authorized to levy, on venders of merchandise, deposits of banks and receipts of insurance companies	730
school directors, Seventh ward, authorized to levy certain.....	1165
Allegheny county, county commissioners and controller authorized to levy special	95
Allentown city, relative to assessment and collection of.....	515, 861
Articles of agreement for sale of real estate, moneys owing upon, exempted from, except for State purposes, in certain counties.....	144, 278
Bank shares subject to, at certain rates.....	42, 1373
Baptist parsonage, Washington borough, exempted from.....	1434
Blairsville academy exempted from.....	468
Boom companies to pay, on logs rafted.....	52
Borough, Apollo, Armstrong county, burgess and council authorized to levy additional	419
Beaver Falls, Beaver county, relative to.....	1131
Bridgeport, Montgomery county, relative to collection of, on vacant lots.....	493
Brookville, Jefferson county, burgess and council authorized to increase.....	168
Coatesville, Chester county, relative to.....	682
Conshohocken, Montgomery county, relative to.....	523
Dunmore, Luzerne county, repeal of certain provisions relative to collection of	496
Elizabethtown, Lancaster county, relative to.....	261
Emporium, Cameron county, to authorize increase of.....	1153
Holidaysburg, Blair county, increase of rate of, authorized,	990
Lewisburg, Union county, burgess and council authorized to increase	897
Mauch Chunk, Carbon county, relative to.....	642
Middletown, Dauphin county, for recovery of.....	1035
Monongahela, Allegheny county, burgess and council authorized to levy additional.....	301
Monongahela City, Washington county, relative to.....	564
Mount Washington, Allegheny county, relative to special.....	1325
Ormsby, Allegheny county, burgess and council authorized to increase.....	293
Sewickley, Allegheny county, burgess and council authorized to levy additional.....	183

Tax — Borough, Shamokin, Northumberland county, burgess and council authorized to increase rate of.....	1307
Shenandoah, Schuylkill county, burgess and council authorized to levy additional.....	128
Slatington, Lehigh county, relative to.....	807
Venango City, Venango county, burgess and council authorized to increase, supplement.....	302
Waynesburg, Greene county, burgess and council authorized to increase.....	1212
West Pittsburg, Allegheny county, to increase rate of.....	101
West Pittston, Luzerne county, council authorized to levy additional.....	1238
Wilkesbarre, Luzerne county, relative to.....	96
Bounty—See Bounties to soldiers.	
Bradford county, supplement to act relating to sale of lands for.....	282
Citizens' Library Association of Washington, exempted from.....	603
Coal mined and transported over railroads, Schuylkill county, made subject to special.....	921
Collateral inheritance, First Troop, Philadelphia City Cavalry, relieved from payment of, on certain bequest.....	537
State Treasurer to refund certain moneys paid as,	107
Collectors, Schuylkill county, county commissioners to receive returns of certain.....	107, 267, 587, 923
Scranton city, relative to appointment of, for certain wards,	848
Wyoming county, relative to appointment of.....	106
County, Adams county, for more prompt collection of.....	1179
Berks county, Ontelawnee township, relative to collection of.....	395
Penn township, relative to collection of.....	890
Clearfield county, relative to collection of.....	486
Erie county, repeal of act relative to collection of.....	91
Luzerne county, county commissioners to pay portion of, to treasurer of Scranton city.....	904
Lycoming county, to be lien upon real estate.....	866
Dog, Allentown city, relative to.....	514
Armstrong county, to be appropriated to school purposes.....	1107
Bucks county, Wrightstown township, relative to.....	1015
Chester county, Caln township, relative to.....	122
Corry city, relative to.....	571
Lancaster county, repeal of act to levy, for benefit of Home for friendless children.....	924
Monroe county, Hamilton township, relative to.....	829
Warren county, relative to collection and appropriation of.....	293
Drumore township, Lancaster county, school directors authorized to levy certain.....	1086
East Birmingham borough, Allegheny county, coupon bonds of, exempted from.....	136
Elk county, relative to sale of lands for.....	174
Enrolment, to extend time for paying.....	75
Dime Saving Institution of Harrisburg, time to pay, extended.....	1353
Miramar Iron Company, time to pay, extended.....	1005
Steavely, Richard and Ella, act divorcing, exempted from,	834
Evangelical Lutheran parsonage, Donegal, Westmoreland county, exempted from.....	823
Forest Hill Cemetery Association of Scranton, property of, exempted from.....	1182

Tax — Great Island Lodge of Odd Fellows, Lock Haven borough, property of, exempted from.....	1414
Greenwood Cemetery Company of Philadelphia, grounds of, exempted from.....	95
Greenwood Seminary, Columbia county, certain real estate of, exempted from.....	813
Harrisburg city, relative to.....	861
Judgments exempted from, except for State purposes, in certain counties.....	144, 278
Loans on real estate securities, Williamsport city, to be exempt from, to Lebanon Valley College, exempted from.....	535
Lock Haven city, relative to collection of.....	888
Lower Saint Clair township, Allegheny county, relative to collection of special, by auditors and school board.....	633
Methodist parsonage, Washington borough, exempted from.....	358, 958
Mifflinburg borough, Union county, burgess and council to levy and collect certain.....	1422
Military, persons subject to military duty to become members of organizations or pay.....	749
Mortgages exempted from, except for State purposes, in certain counties.....	63, 331
Mount Lebanon cemetery of Lebanon, exempted from.....	144, 278
New Castle city, relative to collection of.....	331
Philadelphia city, relative to collection of.....	437
Pike county, relative to sale of seated lands for.....	544
Pittsburg Church Guild, property of, exempted from.....	137
city, councils authorized to levy special, upon insurance companies.....	611
school directors, Washington school district, authorized to levy certain.....	543
Poor, Erie county, repeal of act relative to collection of.....	1272
Jefferson county, Eldred township, overseers of poor authorized to levy additional.....	91
Luzerne county, Dunmore borough, repeal of certain provisions relative to collection of.....	839
Potter county, relative to collection of, on unseated lands.....	496
Sullivan county, Fox township, overseers of poor authorized to levy, on unseated lands.....	259
Venango county, relative to sale of lands for.....	707
Potter county, supplement to act relating to sale of lands for.....	199, 767
Recognizances exempted from, except for State purposes, in certain counties.....	282
Rehoboth Presbyterian parsonage, Rostraver township, Westmoreland county, exempted from.....	144, 278
Reserve township, Allegheny county, auditors authorized to levy certain, of supervisors to levy.....	1434
Road, Allegheny county, West Deer township, powers and authority of supervisors to levy.....	605
Bradford county, Ridgebury township, relative to delinquent... rate of.....	191
Chester county, Valley township, auditors authorized to increase rate of.....	863
Clearfield county, Burnside township, supervisors authorized to levy additional.....	409
Morris township, supervisors to levy and collect special.....	129
Clinton county, Beech Creek township, repeal of act relating to appropriation of certain.....	655
Delaware county, Darby township, to provide for assessment of,	199
	897

Tax — Road, Delaware county, Middletown township, repeal of act relative to assessment of.....	1014
Thornbury township, repeal of act relative to assessment of.....	1140
Erie county, repeal of act relative to collection of.....	91
Forest county, road commissioners, certain townships, authorized to levy additional, on unseated lands.....	1202
Franklin county, supervisors authorized to levy and collect additional.....	615
Juniata county, Delaware township, supervisors to levy special,	736
Lehigh county, Lower Macungie township, relative to collection of additional, on ore beds.....	241
Luzerne county, Exeter township, repeal of act to provide for collection of.....	121
Foster township, return of certain, authorized.....	671
Plymouth township, act concerning.....	1117
Northampton county, Upper Mount Bethel township, relative to.....	1270
Wayne county, Manchester township, relative to.....	135
School and school building—Allegheny county, Baldwin district, relative to collection of.....	618
Bellevue borough, school directors authorized to levy additional.....	300
Braddocks borough, school directors authorized to levy additional.....	757
Lincoln township, school directors authorized to levy additional.....	495
Reserve township, school directors authorized to levy additional.....	326
Sewickley borough, repeal of act authorizing school directors to levy additional.....	867
Armstrong county, Freeport borough, school directors authorized to levy additional.....	1000
Bucks county, Bristol township, relative to collection of.....	179
Corry city, school directors authorized to levy additional.....	590
Crawford county, Union independent school district, Rome and Sparta, school directors authorized to levy additional,	808
Dauphin county, Halifax township, school directors authorized to levy additional,	1145
Delaware county, Middletown township, repeal of act relative to assessment of.....	1014
Thornbury township, repeal of act relative to assessment of.....	1140

Tax — School and school building, Erie county, repeal of act relative to collection of	91
Lawrence county, Big Beaver township, school directors authorized to levy additional	495
Luzerne county, Dunmore borough, repeal of certain provisions relative to collection of	496
Mercer county, Hickory township, on railroads and coal banks, relative to	935
Somerset county, Salisbury borough, school directors authorized to levy additional	422
Titusville city, relative to ..	309
Warren county, Warren borough, school directors authorized to levy additional ..	1135
Westmoreland county, Mount Pleasant borough, school directors authorized to levy additional ..	846
Westmoreland county, Youghiogheny independent district, Sewickley township, school directors authorized to levy additional	410
Wyoming county, First independent school district, Nicholson township, school directors authorized to levy additional	911
State, Adams county, for more prompt collection of	1179
Berks county, Ontelawnee township, relative to collection of ..	395
Penn township, relative to collection of	890
Chambersburg and Bedford Turnpike Company released from payment of, for certain years	267
Clearfield county, relative to collection of	486
Erie county, repeal of act relative to collection of	91
Sullivan county, supplement to act relating to sale of lands for	282
Tonnage, Monongahela Navigation Company exempted from payment of	738
United American Mechanics' Hall Association, Manayunk, real estate of, exempted from	1022
Unseated land, act relative to payment of	1371
repealed	1315
Lycoming county, relative to appropriation of certain	1142
Potter county, Allegheny township, to authorize return of certain	1207
Keating township, return of certain, authorized ..	473
Pike township, return of certain, authorized	864
Tioga county, Bloss township, to legalize return of ..	108
Warren county, supplement to act relating to sale of lands for	282
West-town school property, Chester county, to repeal part of act exempting from	1162
Wheatley Dramatic Association, real estate of, exempted from	856
Williamsport city, relative to collection of	530, 531
York borough, burgess and council authorized to levy and collect certain	312
Teachers' institutes, Westmoreland county, relative to holding	1130

Telegraph—Attorney General to proceed against corporations for constructing lines of, without authority of law	1334
Danville, Hazleton and Wilkesbarre Railroad Company authorized to construct line of	1380
Southern and Pennsylvania Iron and Railroad Company authorized to construct line of	1440
Wellsboro' and Lawrenceville Railroad Company authorized to construct line of	316
Telegraph companies—Act requiring, to make reports to Auditor General....	61
Philadelphia, incorporated	139
supplement	446
Tenants and landlords—Crawford county, repeal of act relating to.....	604
Easton borough, Northampton county, repeal of act relating to.....	84
in common, joint tenants, &c., of mineral lands, supplement to act relating to.....	1372
Thompson, Benjamin P., relative to claim of.....	1054
Timber lands, to protect, from fire.....	1316
Tioga county—Bloss township, to legalize return of taxes on unseated lands,	108
Chatham township, to transfer portion of school fund to township fund.....	184
Justices of peace, jurisdiction of, enlarged.....	204
Reference of civil actions, authorized.....	219
State road from Wellsboro' to Marsh creek, commissioners appointed to lay out	1242
Trout, relative to preservation of.....	1201
Wellsboro' academy, transfer of, to Wellsboro' school district, authorized	992
borough, limits of, enlarged.	988
Titles to real estate—See Real estate.	
Titusville city—Supplement to act incorporating	308
Wooden buildings, relative to erection of	889
Todd, John, for payment of damages awarded to.	1405
Toll-house, Twenty-third ward, Philadelphia city, relative to removal of certain,	555
Tonnage tax—See Tax.	
Town halls—See Halls.	
Townships—Allison, Clinton county, annexed to Lock Haven city and Lamar township	620, 621
Beech Creek, Clinton county, repeal of act relating to appropriation of certain road taxes.....	199
Cherry Tree, Venango county, to attach certain farms to, for school purposes.....	947
Chester, Delaware county, for adjustment of indebtedness between Lanokin road district and.....	332
Foster, Luzerne county, repeal of act for appointment of pathmasters.....	994
Little Beaver, Lawrence county, to annex part of certain farm to, for school purposes.....	317
McClure, Allegheny county, portion of, annexed to Allegheny city.....	562
Mead, Crawford county, annexed to Meadville city.....	585
Millstone, Forest county, annexed to Elk county.....	364
Rockhill, Bucks county, to regulate time and place of holding township elections.....	357
Washington, Dauphin county, certain farm annexed to.....	761

Tram road, owners of Matilda furnace, Mifflin county, authorized to construct,	1141
Transcripts from judgments of justices of peace, Juniata county, relative to,	928
Transportation companies—Central, relative to.....	114
Keystone Coal and, supplement.....	1357
Southern, relative to.....	115
Treasurers—Board of guardians of poor, Pittsburg city, authorized to select...	476
Borough, Dunmore, Luzerne county, relative to compensation of,	496
Easton, Northampton county, relative to compensation of.....	1017
Central board of education, Pittsburg city, to select.....	231
County, Allegheny county, relative to.....	373
Armstrong county, authorized to collect moneys from predecessors.....	1285
Centre county, relative to fees of, for advertising unseated lands.....	491
Clinton county, relative to fees of, on unseated lands and licenses.....	832
Delaware county, relative to salary of.....	587
Elk county, relative to fees of, on unseated lands and licenses.....	283
Erie county, relative to auditing accounts of.....	608
to election of.....	201
Forest county, relative to fees of, on unseated lands and licenses.....	283
Jefferson county, to examine and pay certain military orders.....	129
Lancaster county, act relative to accounts of.....	474
Lebanon county, court authorized to appoint auditors to examine accounts of.....	999
Somerset county, relative to fees of.....	252
York county, act relative to accounts of.....	474
Poor directors of Lancaster county, act relative to.....	741
Prison of Lancaster county, act requiring, to file account.....	74
Township, Exeter, Luzerne county, repeal of act to provide for election of.....	121
Trout—See Fish.	
Propagating Company, Cliff Farm, incorporated.....	805
run, Lycoming county, declared a public highway.....	1218
Trust companies—Farmers' Mutual Life Insurance and, of Schuylkill county, incorporated.....	1359
Fidelity Insurance, Safe Deposit and, of Philadelphia, supplement.....	1210
Girard Life Insurance, Annuity and, of Philadelphia, supplement.....	521
Land Grant Railway and, relative to.....	151
National, incorporated.....	981
Philadelphia Safe Deposit, Insurance and, supplement.....	448
Trust fund, court of common pleas, Chester county, authorized to decree payment of certain, to school directors, West Nantmeal township.....	1034
Trustees of borough of Pittston, Luzerne county, supplement to act to incorporate.....	1226
orphans' courts may direct, to invest moneys in bonds of Pennsylvania Railroad Company.....	45
Tunkhannock Law and Library Association, repeal of act to incorporate...	159

Turnpike companies—Act supplementary to act regulating	48
Authorized to issue bonds, and abandon portions of their lines.....	1318
Lehigh and Northampton counties, not to collect tolls from persons going to or returning from church on Sunday.....	676
Bedford and Stoystown, supplement.....	767
Bellefonte, Aaronsburg and Youngmanstown, cer- tain provisions repealed as to.....	1152
Chambersburg and Bedford, supplement.....	266
Clearfield and Curwensville, relative to.....	1353
Cresheim Bridge and, supplement	450, 1375
Dallas and Kingston, incorporated	1198
Davisville and Warminster, incorporated.....	703
Emblenton and Shippenville, supplement.....	605
Fort Hunter, incorporated.....	665
Frankford and Germantown, supplement.....	314
to remove certain toll house.....	555
Friedensburg, incorporated... ..	914
Germantown and Perkiomen, act relating to.....	547
repeal of certain act so far as relates to...	716
Gibsonburg and Hubbard's Corners, incorporated...	1019
Greencastle and Maryland Line Plank Road and, regulation of tolls and travel by, authorized.....	672
Greene County, incorporated	1183
Hancock and Warfordsburg, incorporated.....	1001
Harleysville and Lederachsville, supplement.....	683
Karthaus Bridge and, act relative to.....	1029
Lancaster and New Danville, incorporated.....	876
Lansdale, supplement.....	472
Ligonier and Derry Station, incorporated.....	715
Mattawanna, relative to incorporation of.....	1164
Moshannon Plank road and, incorporated.....	1219
New Bethlehem and Clarion, incorporated.....	915
New Hope of Pineville, incorporated.....	1280
Pigeon Creek Valley, incorporated.....	584
Quarryville and Christiana, provisions of act incorpo- rating, revived	612
Richborough and Pineville, supplement.....	886
Ridge, incorporated.....	285
Roaring Brook, supplement.....	617
Ruff's Creek, incorporated.....	656
Scranton and Olyphant Boulevard Company, incorpo- rated.....	195
Scranton and Olyphant Boulevard Company, supple- ment.....	1171
Scrubgrass and Mechanicsville, supplement.....	896
Sharpsburg and Kittanning, incorporated....	607
Shrewsbury and Railroad Station, incorporated.....	694
Smith Creek and Blacksville, incorporated.....	648
Susquehanna and Lehigh, repeal of supplement to act incorporating.....	192
Susquehanna and York borough, supplement.....	811

Turnpike companies—Uniontown and Masontown, incorporated.....	995
Waynesburg, authorized to elect managers.....	169
sell or lease road.....	615
Wilsonville and Salem, incorporated.....	1053
York and Dover, incorporated.....	995

U.

ULLOM, JOSEPH, name of, changed, and made heir of Daniel Turner	268
Union county—Boundary lines between Centre, Mifflin, Snyder and, appointment of commissioners to run, authorized	882
Ferry over Susquehanna river, established.....	1399
supplement	1429
Foxes, for encouraging destruction of.....	582
Lewisburg borough, new ward created.....	1041
relative to erection of water works.....	503
supplement to charter of.....	897
Lewis township, for relief of collector of bounty tax.....	100, 976
Lien of mechanics and others upon buildings, relative to.....	857
Medical practice, to regulate	705
Mifflinburg borough, to confirm action of burgess and council in purchase and repair of academy.....	748
Timber lands, to protect, from fire.....	1316
Union township, to prevent swine from running at large.....	844
Venue in certain cases, changed from Northumberland county to.....	306, 1438
Wild cats, weasels, &c., for encouraging destruction of.....	1007
Union Banking Company, supplement.....	475
Cemetery Association of borough of Lebanon and vicinity, incorporated, supplements, ...	1836, 381
Church and School Association, Lower Milford township, Lehigh county, trustees authorized to sell real estate.....	812
Gold and Silver Mining Company, supplement	1404
Passenger Railway Company of Philadelphia, supplement.....	929
Savings Bank of East Pennsylvania, incorporated.....	233
Steamship Company, authorized to settle its affairs, and distribute assets among stockholders	1361
United Order of Sacred Temple of Liberty, Grand Lodge of, incorporated.....	382
United States commissioners, Bradford county, authorized to take acknowledgments and depositions, and administer oaths	277
Iron Armor and Steel Manufacturing Company of Chester, to amend charter of.....	110
University, Lincoln, to receive portion of appropriation for common schools..	21
Unseated lands—Act relative to payment of taxes on	1371
repealed.....	1315
Centre county, relative to fees of treasurer on	491
Clinton county, relative to fees of treasurer on.....	832
Elk county, relative to fees of treasurer on.....	283
Forest county, certain townships, road commissioners authorized to assess special tax on	1202
Luzerne county, Foster township, return of road taxes assessed on, authorized.....	671

Unseated lands—Lycoming county, relative to returns of, by assessors	867
taxes on certain, appropriated to opening and constructing road in Cummings township.....	1142
Potter county, act relative to collection of poor taxes on.....	259
Allegheny township, return of taxes assessed on, authorized	1207
Keating township, return of taxes assessed on, authorized	473
Pike township, return of taxes assessed on, authorized.....	864
Sullivan county, Fox township, overseers of poor author- ized to levy tax on.....	707
Tioga county, Bloss township, to legalize return of taxes on,	108

V.

VAGRANCY—Franklin county, repeal of act relative to.....	265
Lebanon county, act relative to.....	1065
Washington borough, Washington county, burgess may com- mit persons to jail for.....	1018
York county, relative to.....	844
Vanhorn, Rosanna, legitimated.....	217
Vantine, Thomas, annuity granted to.....	1280
Vehicles—Beaver Falls borough, Beaver county, relative to licensing.....	1130
Conneautville borough, Crawford county, relative to licensing and limiting charges for use of.....	759
Sharpsburg borough, Allegheny county, relative to licensing.....	378
West Newton borough, Westmoreland county, relative to taxing owners of.....	1225
Venango county—Bridge over Oil creek, county commissioners authorized to purchase certain.....	997
E. M. Hukill and others authorized to construct.....	181
John Rynd and others authorized to construct.....	1407
Canal township, repeal of act to prevent cattle, horses, &c., from running at large	838
Cherry Tree township, to attach certain farms to, for school purposes	947
Commissioners, relative to compensation of.....	202
contracts by.....	834
to give security for faithful performance of duties	895
Ferry over Allegheny river, at M'Millan farm, to establish,	193
Russell farm, to establish...	189
Franklin—See Franklin city.	
Jurors upon coroner's inquests, to provide for paying.....	123
Justices of peace and constables, relative to fees of.....	391
jurisdiction of, enlarged	188
relative to appeals from judgments of.....	397, 931
Liens of mechanics and others upon leasehold estates and property thereon, supplement to act relating to	567
Medical practice, to regulate.....	705
Mortgages, judgments, &c., exempted from taxation ex- cept for State purposes.....	278

Venango county—Oil City borough, orders issued by burgess and council, legalized	92
Police force, Petroleum Centre, repeal of act providing for, ...	1044
Poor house, to authorize erection of.....	1147
Roads and bridges, act relating to.....	1070
Sale of lands for poor taxes, relative to.....	199, 767
Sheriffs, statute of limitations extended for collection of fees of.....	296
State road from Emlenton to Shippenville, Clarion county, commissioners appointed to lay out.....	1102
New Castle, Lawrence county, to Emlenton, supplement to act authorizing laying out of.....	489
Venango City borough, burgess and council authorized to increase borough tax, supplement.....	302
Venders of merchandise—See Merchandise.	
Venires in common pleas, Luzerne county, act relative to issuing of.....	758
Ventilation of mines, relative to.....	3, 197, 1256
Venue, act relative to changes of.....	1292
in a certain case, changed from Montour to Columbia county.....	733
in certain cases, changed from mayor's court, Scranton city, to court of quarter sessions, Luzerne county, ...	342
Northumberland to Union county	306, 1438
repeal of acts to change, from Dauphin to Lancaster county.....	1063
Vineyard Company, New York and California, supplement.....	151

W.

WAGES—Luzerne county, appeals from judgments of justices of peace and aldermen for, regulated.....	269
Northumberland county, supplement to act for better securing the payment of.....	811
Warden of Allegheny county prison, and assistant, relative to salaries of.....	380
Warehouse receipts, to be surrendered, &c., before delivery of property.....	41
Warren county—Cattle, horses, &c., to prevent running at large of, in certain townships.....	433, 580
Dog tax, relative to collection and appropriation of.....	293
Ferry over Allegheny river, in Glade township, Oren Hook authorized to establish.....	1376
Ferry over Allegheny river, in Glade township, supplement to act authorizing Lewis R. Geer to erect.....	1376
Medical practice, to regulate.....	659
Notary public, appointment of additional, authorized.....	698
Sale of lands for taxes, supplement to act relating to.....	282
Warren borough, relative to appropriation of moneys arising from sale of certain real estate.....	1172
school directors authorized to borrow money and levy additional school tax...	1135
Youngsville borough, to maintain certain side-walk.....	1002
Washington county—Fish in Ten Mile creek, for protection of	771
Game, relative to taking of.....	210, 807
Jurors in courts, relative to pay of.....	979
upon coroner's inquests, to provide for paying...	123

Washington county—Justice of peace, Canton township, authorized to have office in Washington borough	294
Medical practice, to regulate.....	705
Monongahela City borough, act relating to streets, sidewalks, lock-up and borough tax.....	563
Mortgages, judgments, &c., exempted from taxation except for State purposes.....	144
Pay of supervisors and borough and township auditors, to increase.....	354
Roads and streets, Bentleysville borough, acts relating to.....	177
Jefferson and Buffalo townships, relative to.....	203
Robinson township, relative to.....	1065
State roads in Allegheny county and, commissioners appointed to lay out.....	601,809
Washington borough, relative to vagrants and disorderly persons.....	1018
Watchmen—Private, Philadelphia city, mayor may commission, to perform police duty.....	1269
Public buildings and grounds, appropriation for pay of.....	27
Water companies and works—Allentown, rights, privileges and franchises of, conferred upon councils, Allentown city.....	514
Ashland Gas and, supplement.....	423
Beaver Falls, incorporated.....	792
Chester city, supplement to act relating to erection of, by South ward.....	558
Coatesville borough, Chester county, authorized to erect.....	680
Cold Spring, incorporated.....	662
Lebanon borough, supplement to act providing for erection of.....	1120
Lewisburg borough, relative to erection of...	503
Nazareth, incorporated.....	692
Oxford Gas and, Oxford borough authorized to purchase property and franchises of.....	764
Philadelphia city, how property and franchises of, to become vested in city.....	513
Pottstown Gas and, incorporated.....	1395
Shenandoah Gas and, incorporated.....	246
Tyrone Gas and, authorized to borrow money and issue bonds.....	427
Uniontown Gas and, authorized to transfer its franchises	1387
Venango, supplement.....	195
Water Power Company, Western, incorporated.....	1060
Wayne county—Commissioners, mileage granted to.....	290
to re-build bridges when carried away by floods.....	498
Ferry over Delaware river, in Manchester township, established.....	1409
Jurors, to increase compensation of.....	495
Justices of peace, jurisdiction of, enlarged. ...	187
Reference of civil actions authorized	540
Roads, Manchester township, act relating to.....	135
Weakly, Phebe, gratuity and annuity granted to.....	378

Weasels, Union county, for encouraging destruction of.....	1007
Weccacoe Legion of Philadelphia, supplement.....	749
Weeds, noxious—Tyrone and Snyder townships, Blair county, to prevent growth of.....	998
Vernon township, Crawford county, to prevent growth of,	583
Western Water Power Company, incorporated.....	1060
Westmoreland county—Contracts by county commissioners, relative to	834
Foxes and wild cats, repeal of act giving premiums for killing.....	496
Licenses for sale of liquors, Franklin township, to prohibit issuing of.....	863
may be granted to wholesale dealers.....	910
Mount Pleasant borough, school directors authorized to levy per capita tax.....	846
Notary public, to enable justice of peace to hold office of, and to authorize appointment of additional	490
Poor house, repeal of supplement to act for erection of.....	1108
Road in Hempfield township, portion of certain, attached to Dry Ridge district.....	816
Salem township, relative to election of supervisors...	1268
South Huntingdon township, election of additional supervisors authorized.....	1020
State road in Indiana county and, supplement to act appointing commissioners to lay out	1153
Teachers' institutes, relative to holding.....	1130
West Newton borough, election of burgess and council regulated and their powers increased.....	1224
Youghiogheny independent school district, Sewickley township, school directors authorized to levy and collect per capita tax.....	410
Wharf and Shipping Company, Chester, incorporated.....	1401
supplement... ..	789
Wheatley Dramatic Association, supplement.....	856
White daisy, to prevent growth of, in Vernon township, Crawford county....	583
Wild cats—Bedford county, repeal of certain provisions authorizing payment of premium for killing.....	808
Forest county, repeal of act giving premium for killing.....	145
Union county, for encouraging destruction of	1007
Westmoreland county, repeal of act giving premium for killing..	496
Williamsport city—Recorder, relative to election, jurisdiction and duties of.....	527, 528, 529, 531
to fees of, service of process issued by, &c.....	529, 674
School directors, authorized to borrow money.....	990
Streets and alleys, relative to improvement of.....	538
Supplement to act to incorporate.....	525
Will of George A. Alter, deceased, relative to.....	214
John Sweatman, deceased, act providing for admitting to probate copy of.....	923
William C. Hight, deceased, to validate.....	1446
Wilson's Fork of Clarion river, Elk county, declared a public highway.....	1006
Wingard, Adam B., for payment of damages awarded to.....	1435

Witnesses—Penalty on, for absconding, &c., when required to appear and testify in prosecutions for certain offences	34
Supplements to act allowing parties in interest to be	36, 44
Allegheny county, to increase fees of surveyors for attending courts as.	1030
Berks county, relative to fees of.....	174
Blair county, to increase compensation of.....	595
Cumberland county, pay of, increased.....	306
Delaware county, fees of, increased.....	412
Jefferson county, pay of, increased.....	714
Women's Branch of Pennsylvania Society for prevention of cruelty to animals, incorporated.....	131
Wooden buildings—New Castle city, relative to erection of.....	436
Sharon borough, Mercer county, relative to erection of, on State street.....	405
Titusville city, relative to erection of.....	889
Wood Paving Company, Philadelphia, incorporated.....	315
Work, John L., appropriation to.....	23
Work-house, Allegheny county, for completion of improvements at.....	94
Wright, Jacob H., justice of peace, authorized to retain his docket and give transcripts therefrom.....	404
Writs of error, allowed in cases of murder and voluntary manslaughter... ..	15
foreign attachment, to provide for issuing of, from court of common pleas, Dauphin county, in certain cases.....	57
Wyoming county—Civil actions, relative to reference of.....	85
Collectors of State and county taxes, relative to appointment of.....	106
Ferry over Susquehanna river, at Jayne's ferry, to establish	1386
First independent school district, Nicholson township, school directors authorized to levy additional tax and borrow money	911
Fish in Breeche's pond or lake, supplement to act to prevent destruction of.....	171
Mud or Brown's pond, for protection of.....	169
Lymanville independent school district, erected out of parts of Susquehanna county and.....	1319
Mehoopany township, property of soldiers, &c., exempted from taxation for bounty purposes	127
Wyoming Valley Ice Company, incorporated	1415

Y.

YORK COUNTY—County auditors, act relative to.....	560
treasurer, relative to accounts of.....	474
Game, relative to taking of.....	1067
Lower Windsor township, supplement to act relating to bounties.....	1288
Medical practice, for regulation of.....	690, 705
Merchants, for protection of.....	426
Roads, supplement to act relating to	228
Supervisors and assessors, repeal of act to increase pay of....	429
North Codorus township, to reduce compensation of	308

York county — Vagrants, relative to	844
Wrightsville borough, school directors authorized to borrow money and issue bonds	124
York borough, burgess and council authorized to levy and collect certain tax	312
Young Men's Christian Association of city of Scranton, incorporated	824

